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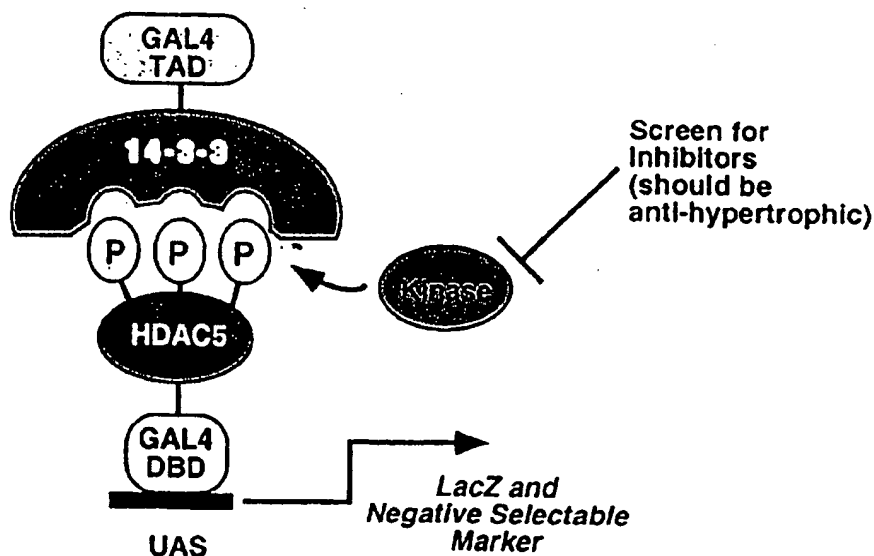
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(54) Title: HDAC4 AND HDAC5 IN THE REGULATION OF CARDIAC GENE EXPRESSION



(57) Abstract: The present invention relates to cardiac hypertrophy. More particularly, the present invention defines the molecular events linking calcium stimulation to cardiac hypertrophy. More specifically, the present invention shows that Ca<sup>2+</sup> stimulation of the hypertrophic response is mediated through an HDAC 4 and 5 interaction with MEF2, and that phosphorylation of HDACs results in loss of HDAC-mediated repression of MEF2 hypertrophic action. Thus, the present invention provides methods and compositions of treating cardiac hypertrophy, as well as methods and compositions for identifying subjects at risk for cardiac hypertrophy. Further provided are methods for the detection of compounds having therapeutic activity toward cardiac hypertrophy.

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**DESCRIPTION****HDAC4 AND HDAC5 IN THE REGULATION OF CARDIAC GENE EXPRESSION**

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**BACKGROUND OF THE INVENTION**

The present application claims priority to U.S. Provisional Application 60/150,048, filed on August 20, 1999.

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**1. Field of the Invention**

The present invention relates generally to the field of molecular biology. More particularly, it concerns the discovery of a central mediator of cardiac hypertrophy.

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**2. Description of Related Art**

Cardiac hypertrophy is an adaptive response of the heart to virtually all forms of cardiac disease, including those arising from hypertension, mechanical load, myocardial infarction, cardiac arrhythmias, endocrine disorders and genetic mutations in cardiac contractile protein genes. While the hypertrophic response is initially a compensatory mechanism that augments cardiac output, sustained hypertrophy can lead to dilated cardiomyopathy, heart failure, and sudden death. In the United States, approximately half a million individuals are diagnosed with heart failure each year, with a mortality rate approaching 50%.

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Despite the diverse stimuli that lead to cardiac hypertrophy, there is a prototypical molecular response of cardiomyocytes to hypertrophic signals that involves an increase in cell size and protein synthesis, enhanced sarcomeric organization, upregulation of fetal cardiac genes, and induction of genes such as *c-fos* and *c-myc* (reviewed in Chien *et al.*, 1993; Sadoshima and Izumo, 1997). The causes and effects of cardiac hypertrophy have been documented extensively, but the underlying molecular mechanisms that couple hypertrophic signals, initiated at the cell membrane to reprogram cardiomyocyte gene expression remain poorly

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understood. Elucidation of these mechanisms is a central issue in cardiovascular biology and is critical in the design of new strategies for prevention or treatment of cardiac hypertrophy and heart failure.

- 5            Numerous studies have implicated intracellular  $\text{Ca}^{2+}$  as a signal for cardiac hypertrophy. In response to myocyte stretch or increased loads on working heart preparations, intracellular  $\text{Ca}^{2+}$  concentrations increase (Marban *et al.*, 1987; Bustamante *et al.*, 1991; Hongo *et al.*, 1995). This is consistent with a role of  $\text{Ca}^{2+}$  in coordinating physiologic responses with enhanced cardiac output. A variety of
- 10            humoral factors, including angiotensin II (AngII), phenylephrine (PE) and endothelin-1 (ET-1), which induce the hypertrophic response in cardiomyocytes (Karlner *et al.*, 1990; Sadoshima and Izumo, 1993a, 1993b; Leite *et al.*, 1994), also share the ability to elevate intracellular  $\text{Ca}^{2+}$  concentrations.
- 15            Hypertrophic stimuli result in reprogramming of gene expression in the adult myocardium such that genes encoding fetal protein isoforms like  $\beta$ -myosin heavy chain (MHC) and  $\alpha$ -skeletal actin are upregulated, whereas the corresponding adult isoforms,  $\alpha$ -MHC and  $\alpha$ -cardiac actin, are downregulated. The natriuretic peptides, atrial natriuretic factor (ANF) and  $\beta$ -type natriuretic peptide (BNP), which decrease
- 20            blood pressure by vasodilation and natriuresis, also are rapidly upregulated in the heart in response to hypertrophic signals (reviewed in Komuro and Yazaki, 1993). The mechanisms involved in coordinately regulating these cardiac genes during hypertrophy are unknown, although binding sites for several transcription factors, including serum response factor (SRF), TEF-1, AP-1, and Sp1 are important for
- 25            activation of fetal cardiac genes in response to hypertrophy (Sadoshima and Izumo, 1993a; 1993b; Kariya *et al.*, 1994; Karns *et al.*, 1995; Kovacic-Milivojevic *et al.*, 1996). Most recently, the cardiac-restricted zinc finger transcription factor GATA4 also has been shown to be required for transcriptional activation of the genes for Ang
- 30            II type 1  $\alpha$  receptor and  $\beta$ -MHC during hypertrophy (Herzig *et al.*, 1997; Hasegawa *et al.*, 1997; reviewed in Molkenin and Olson, 1997).

The potential roles of the myocyte enhancer factor-2 (MEF2) family of transcription factors in cardiac development and hypertrophy are also considered. There are four members of the MEF2 family, referred to as MEF2A, -B, -C, and -D, in vertebrates (reviewed in Olson *et al.*, 1995). These transcription factors share  
5 homology in an N-terminal MADS-box and an adjacent motif known as the MEF2 domain. Together, these regions mediate DNA binding, homo- and heterodimerization, and interaction with various cofactors, such as the myogenic bHLH proteins in skeletal muscle. MEF2 binding sites, CT(A/T)<sub>4</sub>TAG/A, are found in the control regions of the majority of skeletal, cardiac, and smooth muscle genes.  
10 The C-termini of the MEF2 factors function as transcription activation domains and are subject to complex patterns of alternative splicing.

During mouse embryogenesis, the MEF2 genes are expressed in precursors of cardiac, skeletal and smooth muscle lineages and their expression is maintained in  
15 differentiated muscle cells (Edmondson *et al.* 1994). The MEF2 factors also are expressed at lower levels in a variety of nonmuscle cell types. Targeted inactivation of MEF2C has been shown to result in embryonic death at about E9.5 due to heart failure (Lin *et al.*, 1997). In the heart tubes of MEF2C mutant mice, several cardiac genes fail to be expressed, including  $\alpha$ -MHC, ANF, and  $\alpha$ -cardiac actin, whereas  
20 several other cardiac contractile protein genes are expressed normally, despite the fact that they contain essential MEF2 binding sites in their control regions. These results have demonstrated the essential role of MEF2C for cardiac development and suggest that other members of the MEF2 family may have overlapping functions that can support the expression of a subset of muscle genes in the absence of MEF2C. In  
25 *Drosophila*, there is only a single MEF2 gene, called D-MEF2. In embryos lacking D-MEF2, no muscle structural genes are activated in any myogenic lineage, demonstrating that MEF2 is an essential component of the differentiation programs of all muscle cell types (Lilly *et al.*, 1995; Bour *et al.*, 1995).

30 Although MEF2 factors are required for activation of muscle structural genes, they are not sufficient to activate these genes alone. Instead, biochemical and genetic studies have shown that MEF2 factors act combinatorially with other transcription factors to activate specific programs of gene expression. In skeletal muscle, MEF2

establishes a combinatorial code through interaction with members of the MyoD family to activate muscle gene transcription (Molkentin *et al.*, 1995; Molkentin and Olson, 1996). The specific partners for MEF2 in cardiac and smooth muscle cells or in nonmuscle cells in which MEF2 proteins have been shown to regulate a variety of genes, remain to be defined.

As discussed below, there are four lines of evidence that suggest an important role for MEF2 in the control of cardiac hypertrophy. 1) MEF2 regulates many of the fetal cardiac genes that are up-regulated during hypertrophy. 2) MEF2 transcriptional activity is induced by the same signal transduction pathways that control hypertrophy. 3) MEF2C is upregulated in the hearts of human patients with congestive heart failure. 4) MEF2 synergizes with the thyroid hormone receptor to regulate transcription of the  $\alpha$ -MHC gene (Lee *et al.*, 1997) and thyroid hormone is a potent inducer of hypertrophy.

Transcriptional activation of the orphan steroid receptor Nur77 gene (NGFI-B) in T cells in response to T cell receptor activation is mediated by a CsA-sensitive, calcium-dependent signaling pathway (Woronicz *et al.*, 1995). This signaling pathway is directed at two MEF2 binding sites in the NGFI-B promoter. There is no change in DNA binding activity of MEF2 in the presence or absence of calcium signals in that system, whereas transcriptional activity of MEF2 is dramatically increased by calcium signaling. This implies that calcium signals must enhance MEF2 activity by inducing a cofactor or a posttranslational modification of MEF2 that stimulates transcriptional activity.

In addition, transcription of the calcium-dependent lytic cycle switch gene BZLF1, which is required for induction of the lytic cycle of Epstein-Barr virus (EBV), is inhibited by CsA and FK506, indicating that a calcineurin-dependent pathway mediates activation of this gene (Liu *et al.*, 1997). CsA-sensitivity of BZLF1 transcription maps to three MEF2 sites in the BZLF1 promoter. CsA-sensitive inducibility was shown to be reconstituted using an artificial promoter containing multiple copies of the MEF2 site in conjunction with a CREB/AP-1 site. NFAT did not bind the BZLF1 promoter, but CsA-sensitive induction of this promoter was

shown to be calcineurin- and NFAT-dependent. CaMKIV was also shown to be a potent inducer of MEF2 activity (Liu *et al.*, 1997). The mechanism whereby MEF2 confers responsiveness to the calcineurin/NFAT signaling system remains to be elucidated, however.

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The MAP kinase signaling pathway also has been shown to lead to enhanced transcriptional activity of MEF2 factors in a variety of cell types (Han *et al.*, 1997; Coso *et al.*, 1997; Kato *et al.*, 1997; Clarke *et al.*, 1998). This enhancement has been shown for MEF2C to be mediated by phosphorylation of three amino acids, Thr293, Thr300, and Ser387, in the C-terminal activation domain by the MAP kinase family member p38. Whether these same residues are phosphorylated by hypertrophic signaling in the heart remains to be determined.

It is clear that the cardiac hypertrophic response is somehow initiated through a  $\text{Ca}^{2+}$  dependent pathway. However, the precise identification of the gene(s) which mediate(s) the hypertrophic response remains elusive. The present invention is directed toward the elucidation of the exact point in the hypertrophic pathway which may be manipulated to achieve beneficial effects on cardiac hypertrophy. In order to develop pharmacologic strategies for treatment of cardiac hypertrophy in humans, it will be important to establish experimental models which accurately reflect the pathological profile of the disease and to identify compositions which regulate or inhibit hypertrophic growth.

## SUMMARY OF THE INVENTION

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Cardiac hypertrophy is an adaptive response of the heart to virtually all forms of cardiac disease. While the hypertrophic response is initially a compensatory mechanism that augments cardiac output, sustained hypertrophy can lead to dilated cardiomyopathy, heart failure, and sudden death. In the United States, approximately half a million individuals are diagnosed with heart failure each year, with a mortality rate approaching 50%. Thus, the need exists for methods and compositions that prevent or even reverse the effects of cardiac hypertrophy.

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The present invention is directed toward the elucidation of the exact point in the hypertrophic pathway which may be manipulated to achieve beneficial effects on cardiac hypertrophy. Thus, in certain embodiments, the invention provides a method for identifying an inhibitor of cardiac hypertrophy, comprising providing a source of HDAC 4 or HDAC 5 enzyme, contacting the enzyme with a candidate substance, determining the enzyme function in the presence of the candidate substance and comparing the enzyme function in the absence of the candidate substance, wherein increased enzyme function in the presence of the candidate substance, as compared to enzyme function in the absence of the candidate substance, identifies the candidate substance as an inhibitor of cardiac hypertrophy. In certain embodiments, the enzyme is purified a HDAC 4, a purified HDAC 5 or a mixture of HDAC 4 and HDAC 5. In other embodiments, the HDAC enzyme is a mixture of HDAC 4 and HDAC 5, wherein the mixture is in a cardiac cell. In yet other embodiments, the HDAC 4 and HDAC 5 enzyme mixture in a cardiac cell is in an experimental animal.

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In particular embodiments, the enzyme function of purified HDAC 4 or HDAC 5 is determined by an *in vitro* deacetylation reaction. In other embodiments, the enzyme function of an HDAC 4 and HDAC 5 mixture is determined by the histone acetylation state in a cardiac cell or a cardiac cell in an experimental animal. Also provided are methods of producing such an inhibitor, as well as inhibitors produced according to such methods.

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In another embodiment of the invention, a method for identifying a modulator of gene expression in cardiac cells is contemplated. This method comprises providing a MEF2 HDAC binding region, contacting the MEF2 HDAC binding region with an HDAC 4 or 5 MEF2 binding region and a candidate substance and determine the binding of the MEF2 HDAC binding region in the presence and absence of the candidate substance, wherein a difference between binding in the presence and absence of the candidate substance identifies the candidate substances as a modulator of cardiac gene expression. In certain embodiments, the MEF2 HDAC binding region comprises residues 1-86. In other embodiments, the MEF2 HDAC binding region comprises residues 1-117. In another embodiment, the MEF2 HDAC binding region

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comprises full length MEF2. In other embodiments, the HDAC 4 or 5 MEF2 binding region comprises residues 163-180 of HDAC 4 or residues 175-192 of HDAC 5. In yet other embodiments, the HDAC 4 or 5 MEF2 binding region comprises full length HDAC.

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In certain embodiments, the MEF2 HDAC binding region and HDAC 4 or 5 MEF2 binding regions contain, individually, a quenchable marker and a quenching agent. In other embodiments, the HDAC 4 or 5 MEF2 binding region is fused to a transcription factor, and the binding is measured by transcriptional activation of a reporter expression cassette. In still other embodiments, the reporter cassette encodes a detectable marker selected from the group consisting of  $\beta$ -galactosidase, *lacZ* and GFP luciferase.

The present invention provides further, a method for treating cardiac hypertrophy in an animal comprising providing at least one of HDAC 4 or 5 to cardiac tissue in the animal. The animal may be a human. In other embodiments both HDAC 4 and 5 are provided to cardiac tissue in the animal. In certain embodiments, at least one of HDAC 4 or 5 is provided by transferring an expression cassette encoding HDAC 4 or HDAC 5, under the control of a promoter active in cardiac tissue, into the cardiac tissue. In another embodiment, the expression cassette is a viral expression vector and transferring is achieved by infection of the cardiac tissue with a viral particle containing the viral expression vector. In particular embodiments, the viral expression vector is derived from adenovirus, retrovirus, adeno-associated virus, herpesvirus or vaccinia virus. In other embodiments of the invention, methods for treating cardiac hypertrophy further comprise the step of administering a traditional coronary heart disease drug formulation to the animal, such as for example, "beta blockers", anti-hypertensives, cardiotonics, anti-thrombotics, vasodilators, hormone antagonists, endothelin antagonists, cytokine inhibitors/blockers, calcium channel blockers, phosphodiesterase inhibitors and angiotensin type 2 antagonists.

In certain embodiments, a method for treating cardiac hypertrophy in an animal comprising providing a HDAC 4 or 5 agonist to said animal. In particular

embodiments, the agonist increases HDAC 4 or 5 synthesis or the agonist increases HDAC 4 or 5 stability or the agonist increase HDAC 4 or 5 activity or any combination of therefor. In another embodiment, a method for treating cardiac hypertrophy in an animal further comprises the step of administering a traditional coronary heart disease drug formulation to the animal.

The present invention provides in certain embodiments, a method for identifying a subject at risk of developing cardiac hypertrophy comprising obtaining a biological sample from said subject and assessing an HDAC 4 or 5 genotype in cells of the sample.

In particular embodiments, assessing comprises determining an HDAC 4 or 5 polynucleotide sequence, wherein the polynucleotide sequence is a coding sequence. In another embodiment, assessing comprises determining an HDAC 4 or 5 RFLP pattern. In yet another embodiment, assessing comprises determining the size of an HDAC 4 or 5 transcript or gene, wherein assessing may further comprises amplifying an HDAC 4 or 5 transcript or gene. In preferred embodiments, the biological sample is cardiac tissue.

In other embodiments of the invention, an inhibitor of cardiac hypertrophy is identified according to a method comprising providing a source of HDAC 4 or 5 enzyme, contacting the enzyme with a candidate substance, determining the enzyme function in the presence of the candidate substance, comparing the enzyme function in the absence of the candidate substance, wherein reduced enzyme function in the presence of the candidate substance, as compared to enzyme function in the absence of the candidate substance identifies the candidate substance as an inhibitor of cardiac hypertrophy and producing the inhibitor so identified.

The present invention provides in another embodiment, a method for identifying a modulator of gene expression in cardiac cells comprising providing a MEF2 HDAC binding region, contacting the MEF2 HDAC binding region with an HDAC 4 or 5 MEF2 binding region and a candidate substance, determining the binding in step of the HDAC 4 or 5 MEF2 binding region and a candidate substance, comparing the binding in the absence of the candidate substance, wherein a difference

between binding in the presence and absence of the candidate substance identifies the candidate substances as a modulator of cardiac gene expression and producing the modulator so identified.

5 In other embodiments, a non-human transgenic animal is provided lacking one or more functional alleles of HDAC 4 or 5. In particular embodiments, the non-human transgenic animal lacks all functional alleles of HDAC 4 and 5. In yet other embodiments, the non-human transgenic animal is selected from the group consisting of mouse, rat, rabbit, sheep, goat and cow and may further comprise a detectable  
10 marker gene under the control of MEF2 regulated promoter. In certain embodiments, the MEF2 regulated promoter is a NGFI-B promoter and the detectable marker gene is  $\beta$ -galactosidase, GFP or luciferase.

In still further embodiments, there is provided a method of identifying a  
15 modulator of HDAC phosphorylation comprising (a) providing a source of an HDAC under conditions supporting phosphorylation of said HDAC; (b) contacting said HDAC with a candidate substance; (c) determining the phosphorylation state of one or more serine residues in said HDAC; and (d) comparing the phosphorylation state of the HDAC of step (c) with an HDAC in the presence of a candidate substance,  
20 wherein a change in the phosphorylation state of said HDAC in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as a modulator of HDAC phosphorylation.

25 The HDAC may be HDAC 4 or 5. Where HDAC 5, the serine residues may be selected from the group consisting of 259, 498 and 661. The phosphorylation state may be determined by said HDAC binding to 14-3-3, for example, wherein HDAC binding to 14-3-3 is determined by the ability of a GAL4 fusion of HDAC and a GAL4 fusion of 14-3-3 to initiate transcription of a marker gene. The marker gene  
30 may be  $\beta$ -galactosidase, green fluorescent protein or luciferase. The HDAC may be located in a host cell, for example, a yeast cell. Alternatively, the phosphorylation state may be determined by determining subcellular localization of HDAC. Also

provided are methods of preparing such modulators and modulators prepared by such methods.

Also provided is a method for treating cardiac hypertrophy in an animal comprising providing an inhibitor of HDAC phosphorylation to an animal. The is 5 may be a human. The inhibitor may be an inhibitor of Cam kinase, such as KN62. The method may further comprise providing a second pharmaceutical composition to said animal, for example, "beta blockers", anti-hypertensives, cardiotonics, anti-thrombotics, vasodilators, hormone antagonists, endothelin antagonists, cytokine 10 inhibitors/blockers, calcium channel blockers, phosphodiesterase inhibitors and angiotensin type 2 antagonists. The HDAC may be HDAC 4 or HDAC 5.

In another embodiment, there is provided a method of identifying a HDAC kinase comprising (a) providing an HDAC-GAL4 fusion and a 14-3-3-GAL4 fusion 15 in host cells that do not phosphorylate serine residues of HDAC, wherein said host cell further comprises a marker gene under the control of a promoter that is induced by GAL4; (b) transforming the host cells of step (a) with a cDNA library; and (c) determining expression of said marker gene, wherein expression of said marker gene by a cell identifies that cell as containing a cDNA that encodes an HDAC kinase. The 20 HDAC may be HDAC 4 or HDAC 5.

### BRIEF DESCRIPTION OF THE DRAWINGS

The following drawings form part of the present specification and are included 25 to further demonstrate certain aspects of the present invention. The invention may be better understood by reference to one or more of these drawings in combination with the detailed description of specific embodiments presented herein.

FIG. 1. Schematic diagrams of the MEF2 isoforms. 30

FIG. 2. Calcium-dependent signaling systems that regulate MEF2 activity. A variety of extracellular stimuli result in elevation of intracellular calcium, which activates multiple intracellular signaling systems, including calcineurin, CAM

kinases, PKC, and MAP kinases. All of these signals activate MEF2 and result in cardiac hypertrophy.

**FIG. 3.** Locations of known phosphorylation sites in MEF2C.

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**FIG. 4.** CaMKIV and calcineurin synergize to activate a MEF2-dependent reporter gene.

**FIG. 5.** Diagram of MEF2-dependent lacZ reporter gene. Three tandem  
10 copies of the MEF2 binding site from the desmin gene were cloned upstream of a lacZ reporter under control of the hsp68 promoter.

**FIG. 6.** LacZ staining of a transgenic mouse embryo harboring a MEF2 site-  
dependent lacZ transgene. The MEF2-lacZ transgene was used to generate a line of  
15 transgenic mice. A transgenic mouse embryo at E10.5 stained for lacZ expression is shown.

**FIG. 7.** Histological cross-sections of hearts of wild-type and aMHC-  
CaMKIV mice. Nontransgenic and aMHC-CaMKIV transgenic mice were sacrificed  
20 at 8 weeks of age and hearts were sectioned and stained with H&E. There is at least a 2-fold enlargement of the heart in the aMHC-CaMKIV line. lv, left ventricle; rv, right ventricle.

**FIG. 8.** Hearts from MEF2 indicator mice stained for lacZ. The heart on the  
25 left is from a normal mouse and on the right from a mouse bearing an activated CaMKIV transgene expressed specifically in the heart under control of the  $\alpha$ -myosin heavy chain promoter. LacZ expression is activated specifically in the CaMKIV transgenic heart, demonstrating that MEF2 activation is a downstream step in the CaMKIV signaling pathway *in vivo*.

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**FIG. 9A and FIG. 9B.** Localization of the MEF2-interaction region of HDACs 4 and 5 with the yeast two- hybrid system. A) Schematic diagrams of the MEF2 baits used in two-hybrid screens; GAL4- MEF2(1-86) and MEF2(1-117)-

5 GAL4. (B) Schematic diagrams of HDACs 4 and 5 and the different regions of the proteins encoded by cDNAs rescued as "prey" in two-hybrid screens. The rescued HDAC cDNAs overlap in an 18 amino acid region in their amino-terminal variable regions (residues 163-180 and 175-192 of HDAC 4 and 5, respectively), shown in black. The HDAC catalytic domain is located at the extreme C-termini of the proteins.

10 **FIG. 10.** Schematic diagram of HDAC proteins. Six different HDACs have been cloned from vertebrate organisms. All share homology in a the catalytic region. HDACs 4 and 5 have a unique amino-terminal extension not found in other HDACs. This amino-terminal region contains the MEF2-binding domain.

15 **FIG. 11.** Schematic diagram of the roles of histone acetylases and deacetylases in the control of gene expression. The balance between activities of histone acetylases (HA) and deacetylases (HDAC) determines the level of histone acetylation. Acetylated histones cause relaxation of chromatin and activation of gene transcription, whereas deacetylated chromatin is generally transcriptionally inactive. Different protein components of HA and HDAC complexes are shown.

20 **FIG. 12.** Coimmunoprecipitation of HDACs 4 and 5 with MEF2 factors *in vivo*. Cos cells were transiently transfected with expression vectors encoding HDACs with a Flag epitope, as indicated, and MEF2 A, C, or D. Cells were then lysed and extracts immunoprecipitated with anti-Flag antibody, followed by anti-MEF2 or anti-Flag western blot. The top panel shows the results of anti-MEF2 western blots. HDACs 4 and 5, but not HDACs 1 or 3, interact with each MEF2 factor. The bottom panel shows the results of anti-Flag western blots and demonstrates the presence of comparable amounts of exogenous HDAC protein in each extract. A schematic diagram of the experiment is shown at the bottom.

30 **FIG. 13.** Coimmunoprecipitation of HDAC 5 with MEF2C requires the N-terminus of HDAC 5. Cos cells were transiently transfected with expression vectors encoding HDAC 4, HDAC 5 or a deletion mutant lacking the N-terminus (HDAC 5-ΔN) with a Flag epitope and MEF2C. Cells were then lysed and extracts

immunoprecipitated with anti-Flag antibody, followed by anti-MEF2 western blot. The top panel shows the results of anti-Flag immunoprecipitation followed by anti-MEF2 western blot. The bottom panel shows the results of anti-MEF2 western blot without an immunoprecipitation reaction and demonstrates the presence of comparable amounts of exogenous HDAC protein in each extract. A schematic diagram of the experiment is shown at the bottom.

**FIG. 14A, FIG. 14B, FIG. 14C and FIG. 14D.** Repression of MEF2 activity by HDACs 4 and 5. Cos cells were transiently transfected with the MEF2 reporter plasmid, MEF2x2-luciferase, along with expression vectors encoding the indicated MEF2 factor, HDAC isoform or HDAC 5 lacking the amino-terminal MEF2 binding domain. HDACs 4 and 5 repress transcriptional activity of MEF2A, MEF2C, and MEF2D. Replacement of the MEF2 transcription activation domain with VP16 reduces the ability of HDAC to repress. HDAC 5 lacking the amino-terminus (HDAC 5ΔN) cannot repress.

**FIG. 15.** Effects of HDAC 5 on activation of MEF2 by different signaling pathways. 10T1/2 fibroblasts were transiently transfected with a GAL4-dependent luciferase reporter (G5-luc) along with expression vectors encoding full length MEF2C fused to the GAL4 DNA binding domain (GAL-MEF2C) and vectors encoding the indicated signaling molecules. Two days later, cells were harvested and luciferase activity was measured. HDAC 5 blocks MEF2 activation in response to MKK6, calcineurin (CN) and CaM kinases.

**FIG. 16.** Activated CaMKIV and MAP kinase MKK6 activate different domains of MEF2C. 10T1/2 cells were transiently transfected with a GAL4-dependent luciferase reporter and full length MEF2C fused to GAL4 (GAL4-MEF2C) or the carboxyl-terminal transactivation domain fused to GAL4 (GAL4-MEF2C-TAD) in the presence of the indicated HDACs. HDACs 4 and 5 repress full length MEF2C, but not the MEF2C transcription activation domain because it lacks the HDAC binding motif.

**FIG. 17.** Schematic diagram showing the disruption of MEF2-HDAC interaction by hypertrophic signals. Binding of HDAC 4 or 5 to MEF2 results in repression of MEF2- dependent genes in cardiomyocytes. Upon stimulation of cardiomyocytes with hypertrophic signals that activate CaM kinases, HDACs 4 and 5 are dissociated from MEF2 and downstream genes are activated, leading to hypertrophy.

**FIG. 18.** Schematic diagram of parallel hypertrophic signaling pathways leading to NFAT and MEF2 activation.

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**FIG. 19.** Nuclear export of HDAC 5 in response to CaMK signaling. Cells expressing epitope-tagged HDAC 5 and MEF2C were analyzed by immunofluorescence. In the absence of CaMK, HDAC 5 and MEF2 are associated in the nucleus. However, in cells in which CaMKI has been activated, HDAC 5 is excluded from the nucleus and MEF2 remains nuclear-localized.

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**FIG. 20.** Schematic diagram of HDAC 5 with positions of key phosphorylation sites. A diagram of HDAC 5 is shown with the position of the nuclear localization sequence (NLS) and carboxyl-terminal HDAC domains. Serines 259, 498, and 661 can each be phosphorylated and will recruit 14-3-3. Serine 498 is responsible for dissociation of MEF2 from HDAC following phosphorylation.

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**FIG. 21.** Diagram of events involved in CaMK signaling and regulation of MEF2 activity by HDACs. Association of HDAC 5 with MEF2 results in repression of fetal muscle genes and other hypertrophic genes. CaMK signaling phosphorylates HDAC 5, preventing its association with MEF2. Once phosphorylated, HDAC 5 engages 14-3-3 in the nucleus which then results in nuclear export to the cytoplasm. An HDAC 5 phosphatase presumably removes phosphate groups from key residues on HDAC 5 in the cytoplasm, resulting in reentry of the protein to the nucleus. This pathway identifies multiple regulatory points for the control of MEF2 activation via HDAC phosphorylation and 14-3-3 interactions.

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**FIG. 22.** Schematic diagram of an assay to detect inhibitors of hypertrophic signaling and MEF2 activation. According to this assay, HDAC 5 is fused to the DNA binding domain of GAL4. This construct is expressed in yeast that harbor integrated reporter genes for LacZ and other positive or negative selectable markers.

5 A second construct is created in which 14-3-3 is fused to the activation domain of GAL4. Expression of this construct in yeast fails to activate the integrated marker genes because it cannot engage unphosphorylated HDAC 5-GAL4. This yeast strain is then used to screen for HDAC kinases which, upon phosphorylation of HDAC 5, will enable it to engage 14-3-3, resulting in activation of selectable markers. Such

10 kinases can then be screened for chemical inhibitors which would prevent protein-protein interaction between 14-3-3 and HDAC 5 as a consequence of inhibition of phosphorylation. Such inhibitors would be predicted to act as inhibitors of cardiac hypertrophy.

## 15 DESCRIPTION OF ILLUSTRATIVE EMBODIMENTS

Cardiac hypertrophy, which results in heart failure, is a major cause of morbidity in the United States, but the underlying molecular mechanisms are not understood. Hypertrophic cardiomyopathy occurs in both familial and sporadic

20 forms. This type of cardiomyopathy is characterized by hypertrophy of the left ventricle. Hypertrophic cardiomyopathy is characterized by enhanced systolic function, a prolonged and abnormally powerful isometric contraction phase followed by impaired relaxation and increased chamber stiffness during diastole.

25 Cardiac hypertrophy in response to an increased workload imposed on the heart is a fundamental adaptive mechanism. It is a specialized process reflecting a quantitative increase in cell size and mass (rather than cell number) as the result of any or a combination of neural, endocrine or mechanical stimuli. Hypertension, another factor involved in cardiac hypertrophy, is a frequent precursor of congestive

30 heart failure. When heart failure occurs, the left ventricle usually is hypertrophied and dilated and indices of systolic function, such as ejection fraction, are reduced. Clearly, the cardiac hypertrophic response is a complex syndrome and the elucidation

of the pathways leading to cardiac hypertrophy will be beneficial in the treatment of heart disease resulting from a various stimuli.

5 A family of transcription factors, the monocyte enhancer factor-2 family (MEF2), are involved in cardiac hypertrophy. For example, a variety of stimuli can elevate intracellular calcium, resulting in a cascade of intracellular signalling systems or pathways, including calcineurin, CAM kinases, PKC and MAP kinases. All of these signals activate MEF2 and result in cardiac hypertrophy. However, it is still not completely understood how the various signal systems exert their effects on MEF2 and modulate its hypertrophic signaling. The present invention has identified two  
10 histone deacetylase proteins, HDAC 4 and HDAC 5, involved in modulating MEF2 activity.

Six different HDACs have been cloned from vertebrate organisms. All share  
15 homology in a the catalytic region. HDACs 4 and 5 however, have a unique amino-terminal extension not found in other HDACs. This amino-terminal region contains the MEF2-binding domain. Histone acetylases and deacetylases play a major role in the control of gene expression. The balance between activities of histone acetylases (HA) and deacetylases (HDAC) determines the level of histone acetylation. Consequently, acetylated histones cause relaxation of chromatin and activation of  
20 gene transcription, whereas deacetylated chromatin is generally transcriptionally inactive. The inventors have demonstrated in the present invention, that HDAC 4 and 5 dimerize with MEF2 and repress the transcriptional activity of MEF2. Further, this interaction requires the presence of the N-terminus of the HDAC 4 and 5 proteins.

25 Thus, in certain embodiments, the present invention provides methods and compositions to identify inhibitors of cardiac hypertrophy, using HDAC 4 and 5 proteins. In particular embodiments, the invention provides methods and compositions to identify modulators of cardiac cell gene expression. In other  
30 embodiments, the invention provides methods of identifying a subject at risk of developing cardiac hypertrophy and provides a non-human transgenic animal lacking one or more functional alleles of HDAC 4 or 5.

### A. A Transcriptional Pathway for Cardiac Hypertrophy

It is well established that elevation in intracellular  $\text{Ca}^{2+}$  is associated with the initiation of mechanical or agonist-induced cardiac hypertrophy (Marban et al, 1987; Bustamante *et al.*, 1991; Hongo *et al.*, 1995; Le Guennec *et al.*, 1991; Perreault *et al.*, 5 1994; Saeki *et al.*, 1993). Further, it is known that cardiac hypertrophy results from the up-regulation of certain genes, which leads to an increase in the protein content of cardiomyocytes with little or no increase in the number of cells. Activation of this hypertrophic pathway results in molecular and pathophysiologic changes.

10 As stated above, it is known that  $\text{Ca}^{2+}$  activation is involved in cardiac hypertrophy. The present invention describes a pathway for cardiac hypertrophy, in which MEF2 transcriptional activity is modulated by histone deacetylase proteins HDAC 4 and 5. The individual components of this pathway as they relate to cardiac hypertrophy are discussed in further detail herein below.

15

#### 1. Calcineurin

Calcineurin is a ubiquitously expressed serine/threonine phosphatase that exists as a heterodimer, comprised of a 59 kD calmodulin-binding catalytic A subunit and a 19 kD  $\text{Ca}^{2+}$ -binding regulatory B subunit (Stemmer and Klee, 1994; Su *et al.*, 20 1995). Calcineurin is uniquely suited to mediate the prolonged hypertrophic response of a cardiomyocyte to  $\text{Ca}^{2+}$  signaling because the enzyme is activated by a sustained  $\text{Ca}^{2+}$  plateau and is insensitive to transient  $\text{Ca}^{2+}$  fluxes as occur in response to cardiomyocyte contraction (Dolmetsch *et al.*, 1997).

25 Activation of calcineurin is mediated by binding of  $\text{Ca}^{2+}$  and calmodulin to the regulatory and catalytic subunits, respectively. Previous studies showed that over-expression of calmodulin in the heart also results in hypertrophy, but the mechanism involved was not determined (Gruver *et al.*, 1993). Given the observations presented herein, it is now clear that calmodulin acts through the calcineurin pathway to induce 30 the hypertrophic response.

## 2. CAMK

There is substantial evidence suggesting that the intracellular  $\text{Ca}^{2+}$ -binding protein, calmodulin, may be a key regulator of cardiac hypertrophy. For example, overexpression of calmodulin in the hearts of transgenic mice induces hypertrophy (Gruver *et al.*, 1993), and treatment of cultured cardiomyocytes with the calmodulin antagonist W-7 prevents hypertrophy in response to  $\alpha$ -adrenergic stimulation and  $\text{Ca}^{2+}$  channel agonists (Sei *et al.*, 1991). Calcineurin and the multifunctional  $\text{Ca}^{2+}$ /calmodulin-dependent protein kinase (CaMK) are well characterized downstream targets of calmodulin regulation. Indeed, activated CaMKII has been shown to induce the hypertrophic-responsive gene atrial natriuretic factor (ANF) in primary cardiomyocytes in vitro and the CaMK inhibitor KN-93 can block the hypertrophic response to endothelin-1 in vitro (Ramirez *et al.*, 1997; Sei *et al.*, 1991; McDonough and Glembotski, 1992). However, the  $\delta\text{B}$  isoform of CaMKII, which is the predominant isoform of CaMKII expressed in the heart, does not activate the complete hypertrophic response in vitro and the potential involvement of this signaling pathway in hypertrophic growth vivo has not been investigated. Recently, CaM kinase activity was also reported to be elevated in human failing hearts (Hoch *et al.*, 1999).

Because of the suggested importance of  $\text{Ca}^{2+}$ /calmodulin in cardiac hypertrophy, and the evidence for calcineurin-independent mechanisms for hypertrophy, the relationship of calcineurin and CaM kinase signaling in cardiomyocytes was investigated. The inventors have shown that activated CaMKI and CaMKIV can induce the hypertrophic response in primary neonatal cardiomyocytes, whereas CaMKII inhibits this response. CaMKI and IV also synergize with calcineurin-NFAT to stimulate hypertrophy *in vivo* and *in vitro*. These results reveal specificity in CaM kinase signaling in the heart and suggest that the  $\text{Ca}^{2+}$ /calmodulin-dependent signaling pathways controlled by CaMKIV and calcineurin act cooperatively and likely converge on distinct sets of downstream transcription factors to evoke the hypertrophic response.

There are six types of known CaM kinases, CaM kinase I, II, III, and IV, myosin light chain kinase, and phosphorylase kinase. The CaM kinases share a

common structural organization, with an amino-terminal catalytic domain and a central calmodulin-binding regulatory domain (reviewed in Soderling, 1999). CaMKI and CaMKIV share similar catalytic and structural properties. Both isoforms are localized to the nucleus and exist as monomers and both activate the hypertrophic response in primary neonatal cardiomyocytes. CaMKI is expressed in a wide range of tissues, including the heart, whereas CaMKIV is expressed predominantly in brain, testis, spleen and thymus. Present results show that CaMKIV is also expressed in heart, although at lower levels than in these other tissues.

### 3. MEF2

A family of transcription factors, the monocyte enhancer factor-2 family (MEF2), are known to play an important role in morphogenesis and myogenesis of skeletal, cardiac, and smooth muscle cells (Olson *et al.*, 1995). MEF2 factors are expressed in all developing muscle cell types, binding a conserved DNA sequence in the control regions of the majority of muscle-specific genes. Of the four mammalian MEF2 genes, three (MEF2A, MEF2B and MEF2C) can be alternatively spliced, which have significant functional differences (Brand, 1997; Olson *et al.*, 1995). These transcription factors share homology in an N-terminal MADS-box and an adjacent motif known as the MEF2 domain. Together, these regions of MEF2 mediate DNA binding, homo- and heterodimerization, and interaction with various cofactors, such as the myogenic bHLH proteins in skeletal muscle. Additionally, biochemical and genetic studies in vertebrate and invertebrate organisms have demonstrated that MEF2 factors regulate myogenesis through combinatorial interactions with other transcription factors

Loss-of-function studies indicate that MEF2 factors are essential for activation of muscle gene expression during embryogenesis. The expression and functions of MEF2 proteins are subject to multiple forms of positive and negative regulation, serving to fine-tune the diverse transcriptional circuits in which the MEF2 factors participate. The present invention describes methods for determining the role(s) of MEF2 in the development of cardiac hypertrophy.

#### 4. HDAC 4 and HDAC 5

Nucleosomes, the primary scaffold of chromatin folding, are dynamic macromolecular structures, influencing chromatin solution conformations (Workman and Kingston, 1998). The nucleosome core is made up of histone proteins, H2A, HB, H3 and H4. Histone acetylation causes nucleosomes and nucleosomal arrangements to behave with altered biophysical properties. The balance between activities of histone acetylases (HA) and deacetylases (HDAC) determines the level of histone acetylation. Acetylated histones cause relaxation of chromatin and activation of gene transcription, whereas deacetylated chromatin generally is transcriptionally inactive.

Six different HDACs have been cloned from vertebrate organisms. The first three human HDACs identified were HDAC1, HDAC2 and HDAC3 (termed class I human HDACs). Recently class II human HDACs, HDAC 4, HDAC 5, HDAC6 and HDAC7 (Kao, *et al*, 2000) have been cloned and identified (Grozinger *et al.*, 1999, incorporated herein by reference). All share homology in a the catalytic region. HDACs 4 and 5 however, have a unique amino-terminal extension not found in other HDACs. This amino-terminal region contains the MEF2-binding domain. The present invention has identified HDACs 4 and 5 as being involved in the regulation of cardiac gene expression and in particular embodiments, repressing MEF2 transcriptional activity. The exact mechanism in which HDAC 4 and HDAC 5 repress MEF2 activity is not completely understood. One possibility is that HDAC 4 or 5 binding to MEF2 inhibits MEF2 transcriptional activity, either competitively or by destabilizing the native, transcriptionally active MEF2 conformation. It is possible also, that HDAC 4 or 5 require dimerization with MEF2 to localize or position HDAC in a proximity to histones for deacetylation to proceed.

#### 5. Hypertrophic Genes

In response to hormonal, genetic and mechanical stimuli, the myocardium adapts to increased workloads through the hypertrophy of individual muscle cells (Morgan *et al.* 1987). Because the adult myocardial cell is terminally differentiated and has lost the ability to proliferate, cardiac growth during the hypertrophic process results primarily from an increase in protein content per individual myocardial cell, with little or no change in muscle cell number. Thus, the central features of the

myocardial hypertrophic response are increase in contractile protein content, the induction of contractile protein isoforms and the expression of embryonic markers, which appear to depend largely on the activation of transcription of the corresponding cardiac gene that encode these proteins.

5

Up-regulation of contractile protein genes constitutively expressed in the myocardium, such as the rat cardiac myosin light chain-2 (MLC-2) gene, results in a quantitative increase in MLC-2 levels and a corresponding accumulation of this contractile protein in individual myocardial cells. Myocardial cell hypertrophy also is associated with qualitative changes in contractile protein composition, including the induction of contractile protein genes that are normally expressed in embryonic development, *e.g.*, the reactivation of skeletal  $\alpha$ -actin (Schwartz *et al.* 1986) and  $\beta$ -myosin heavy-chain (MHC) expression in rodent and rabbit models of cardiac hypertrophy. In addition to the induction of specific contractile protein components, ventricular hypertrophy is also characterized by alterations in the expression of noncontractile protein genes.

Of the known noncontractile protein genes that are up-regulated during ventricular hypertrophy, the reactivation of atrial natriuretic factor (ANF) expression may be the best characterized. ANF is a vasoregulatory peptide hormone which is secreted by atrial myocytes, is stored within secretory granules which undergo exocytosis in response to stretch of the tissue, or to hormones such as catecholamines or endothelin (ET). The  $\beta$ -type natriuretic peptide (BNP), which decrease blood pressure by vasodilation and natriuresis, also is rapidly upregulated in the heart in response to hypertrophic signals (reviewed in Komuro and Yazaki, 1993).

#### B. Treatment of Heart Disease

Though there have been reports that a  $\text{Ca}^{2+}$  mediated pathway is involved in certain heart disease, the present invention provides evidence of MEF2 as a central mediator of the hypertrophic response. Essentially, the  $\text{Ca}^{2+}$ -dependent protein calcineurin and CaMKIV can activate MEF2-dependent gene expression. Further it is demonstrated by the inventors, that the histone deacetylases HDAC 4 and 5 are involved

in regulating cardiac hypertrophy. It is contemplated in the present invention that HDAC 4 and 5 modulate MEF2 transcriptional activity *via* association with an identified HDAC 4 and 5 MEF2 binding domain.

5           1.       **Activation of HDAC 4 and 5**

In a particular embodiment of the present invention, there are provided methods for the treatment of cardiac hypertrophy. These methods exploit the inventors' observation that HDAC 4 and 5 interact with MEF2, and down-regulate the expression of genes involved in the hypertrophic response. Thus, an increase in  
10 HDAC 4 and 5 protein concentration, or an agnostic that enhances HDAC 4 or 5 activity, expression or stability is contemplated to suppress hypertrophic cellular growth.

At its most basic, this embodiment will function *in vivo* by reducing  
15 expression of genes involved in hypertrophic signaling in individuals suspected of having undergone a hypertrophic response, currently undergoing a hypertrophic response, or in danger of cardiac hypertrophy. This may be accomplished by one of several different mechanisms. First, one may provide a HDAC 4 or 5 protein preparation or expression cassette encoding HDAC 4 or 5, wherein HDAC 4 or 5  
20 down regulates the expression of hypertrophic genes. Second, one may directly stimulate or stabilize the function of the HDAC 4 or 5 protein by providing an agent or agonist that binds to a HDAC 4 or 5 protein. The screening for modulators of cardiac hypertrophy and more particularly, modulators of HDAC 4 and 5 activity are described in Section C.

25

The therapeutic compositions of the present invention may be administered in a manner similar to (and in conjunction with) the administration of current treatments for heart conditions, such as aspirin, nitrates and beta blockers. Thus, the therapeutic formulations can be for oral administration in a tablet form to be swallowed (such as  
30 with aspirin) or to be dissolved under the tongue (such as with nitrates). These medicaments also can be provided as a patch to be worn on the skin, or as a topical cream to be applied to the skin. In other instances, the therapeutic compositions of



the present invention may be provided as an expression cassette and administered *via* methods of gene transfer.

## 2. Blocking the Function of MEF2

5 In another embodiment, it may be desirable to block the function of a MEF2 polypeptide alone or in combination with HDAC 4 and 5. This can be accomplished by use of organochemical compositions that interfere with the function of MEF2 or through the activation of an HDAC as described above. With respect to organochemical inhibitors MEF2 or activators of HDAC 4 and 5, such compounds  
10 may be identified in standard screening assays, as described in the following section. Once identified, such a compound may be used to inhibit MEF2 function or activate HDAC 4 and 5 function in a therapeutic context.

## 3. Blocking of HDAC Phosphorylation

15 As discussed below, the inventors have identified specific residues in HDAC that are phosphorylated. Depending on the phosphorylation state, HDAC is localized to the nucleus, binds MEF2, and inhibits cardiac hypertrophic signals (unphosphorylated), or instead binds to the chaperone protein 14-3-3, and is exported to the cytoplasm (phosphorylated). Thus, it is clear that the ability to inhibit  
20 phosphorylation of HDAC is an important step in blocking MEF2-dependent hypertrophic signals, and hence, impeding development of cardiac hypertrophy.

Thus, is one aspect of the present invention, there is provided a method of treating or preventing cardiac hypertrophy in an animal. The invention comprises  
25 providing to the animal an inhibitor of HDAC phosphorylation. KN62 is a known drug that inhibits Cam kinases. Other compositions may be useful in this endeavor and include, but are not limited to, phosphatases, that counteract the action of kinases acting on HDACs, small portions of HDAC that mimic the phosphorylation site of HDAC, single chain antibodies that mimic HDAC, or other "mimetics."

30

## 4. Combined Therapy

In many clinical situations, it is advisable to use a combination of distinct therapies. Thus, it is envisioned that, in addition to the therapies described above, one

would also wish to provide to the patient more "standard" pharmaceutical cardiac therapies. Examples of standard therapies include so-called "beta blockers", anti-hypertensives, cardiotonics, anti-thrombotics, vasodilators, hormone antagonists, endothelin antagonists, cytokine inhibitors/blockers, calcium channel blockers, phosphodiesterase inhibitors and angiotensin type 2 antagonists. Also envisioned are combinations with pharmaceuticals identified according to the screening methods described herein.

Combinations may be achieved by contacting cardiac cells with a single composition or pharmacological formulation that includes both agents, or by contacting the cell with two distinct compositions or formulations, at the same time, wherein one composition includes the expression construct and the other includes the agent. Alternatively, gene therapy may precede or follow the other agent treatment by intervals ranging from minutes to weeks. In embodiments where the other agent and expression construct are applied separately to the cell, one would generally ensure that a significant period of time did not expire between the time of each delivery, such that the agent and expression construct would still be able to exert an advantageously combined effect on the cell. In such instances, it is contemplated that one would contact the cell with both modalities within about 12-24 hours of each other and, more preferably, within about 6-12 hours of each other, with a delay time of only about 12 hours being most preferred. In some situations, it may be desirable to extend the time period for treatment significantly, however, where several days (2, 3, 4, 5, 6 or 7) to several weeks (1, 2, 3, 4, 5, 6, 7 or 8) lapse between the respective administrations.

It also is conceivable that more than one administration of either (a) an HDAC agonist, an MEF2 antagonist, or an inhibitor of HDAC phosphorylation, or (b) the other agent will be desired. Various combinations may be employed, where is an HDAC agonist, an MEF2 antagonist, or an inhibitor of HDAC phosphorylation, "A" and the other agent is "B", as exemplified below:

A/B/A B/A/B B/B/A A/A/B B/A/A A/B/B B/B/B/A B/B/A/B

A/A/B/B A/B/A/B A/B/B/A B/B/A/A B/A/B/A B/A/A/B B/B/B/A

5 A/A/A/B B/A/A/A A/B/A/A A/A/B/A A/B/B/B B/A/B/B B/B/A/B

Other combinations are contemplated as well.

### C. Screening For Modulators Of Cardiac Hypertrophy

10 The present invention also contemplates the screening of compounds for their ability to inhibit cardiac hypertrophy. The ability of the present inventors to create cellular, organ and organismal systems which mimic this disease provide an ideal setting in which to test various compounds for therapeutic activity. Particularly preferred compounds will be those useful in inhibiting cardiac hypertrophy and preventing or reversing heart disease. In the screening assays of the present invention, the candidate substance may first be screened for basic biochemical activity -- e.g., binding to a target molecule -- and then tested for its ability to inhibit a hypertrophic phenotype, at the cellular, tissue or whole animal level.

#### 20 1. Screening Inhibitors of Cardiac Hypertrophy

The present invention provides methods of screening for inhibitors of cardiac hypertrophy. It is contemplated that this screening techniques will prove useful in the identification of compounds that will block cardiac hypertrophy and/or reduce cardiac hypertrophy once developed. In particular embodiments, screening assays may be performed *in vitro*, *in cyto* or *in vivo*. Suitable host cells include yeast, fibroblasts and cardiac cells.

In one embodiment, the present invention is directed to a method for determining the ability of a candidate substance to inhibit hypertrophy, generally including the steps of:

- (a) providing a source of HDAC 4 or HDAC 5 enzyme;
- (b) contacting the enzyme with a candidate substance;

- (c) determining the enzyme function in step (b); and
  - (d) comparing the enzyme function in step (c) with the enzyme function of the enzyme in the absence of the candidate substance,
- 5 wherein increased enzyme function in the presence of the candidate substance, as compared to enzyme function in the absence of the candidate substance, identifies the candidate substance as an inhibitor of cardiac hypertrophy.

10 In another embodiment, a method for identifying a modulator of gene expression in cardiac cells is provided, generally including the following steps:

- (a) providing a MEF2 HDAC binding region;
  - (b) contacting the MEF2 HDAC binding region with an HDAC 4 or 5 MEF2 binding region and a candidate substance;
  - 15 (c) determining the binding in step (b); and
  - (d) comparing the binding in step (c) with the binding of MEF2 HDAC binding region and HDAC 4 or 5 MEF2 binding region in the absence of the candidate substance,
- 20 wherein a difference between binding in the presence and absence of the candidate substance identifies the candidate substances as a modulator of cardiac gene expression.

25 Upon identification of an effective candidate substance as an inhibitor of cardiac hypertrophy or as a modulator of cardiac gene expression, a further step such as producing the candidate substance could be implemented. The HDAC 4 or HDAC 5 enzyme in the present invention, may provided separately or as a mixture of the two. In addition, a particular screening system of candidate substances can be an *in vitro* or *in vivo* system, such as cardiac cells, cardiac tissue or in an experimental  
30 animal.

In a more specific embodiment, the present invention seeks to identify agents that inhibit phosphorylation of HDACs. The residues of interest include serines at

259, 498 and 661 of the HDAC 5 sequence (or comparable residues in other HDACs). Thus, one can use any method to examine the ability of a candidate substance to assess the phosphorylation state of these residues. In one particularly useful embodiment, there is provided a method utilizing a two-hybrid system. HDAC 5 and 14-3-3 each are fused to GAL4 transcription activation domain. In the presence of an active kinase that phosphorylates residues 259, 498 and/or 661, there will be association of the two hybrids and transcriptional activation of a marker (*e.g.*, LacZ) gene. In the presence of an inhibitor of phosphorylation, transcriptional activation will be lost. In yeast, there is constitutive phosphorylation of 661.

10

The assay above can be used in a gene discovery mode as well. Yeast cells do not produce a kinase that is capable of phosphorylating residues 259 and 498. Thus, using a cDNA library, one can transfer different cDNA's into cells to determine which encode kinases capable of phosphorylating these residues. In the absence of phosphorylation, no transcription of the indicator will be observed. However, a cDNA that encodes a kinase that acts on these residues will result in binding of the HDAC 4 and 14-3-3 fusions and activation of transcription of the reporter gene. In this regard, it is preferred that the HDAC lack any constitutively phosphorylated residues such as Ser661.

20

Another screening method in the present invention can be used to identify subjects at risk of developing cardiac hypertrophy, generally including the following steps: obtaining a biological sample from said subject and assessing an HDAC 4 or 5 genotype in cells of said sample.

25

## 2. Assay Methods

### a. *In vitro* Assays

A quick, inexpensive and easy assay to run is a binding assay. Binding of a molecule to a target may, in and of itself, be inhibitory, due to steric, allosteric or charge-charge interactions. This can be performed in solution or on a solid phase and can be utilized as a first round screen to rapidly eliminate certain compounds before moving into more sophisticated screening assays. In one embodiment of this kind, the screening of compounds that bind to the HDAC 4 or 5 molecule or fragment thereof is

30

provided. In another embodiment, a MEF2 HDAC binding region is provided and the MEF2 HDAC binding region contacted with a HDAC 4 or HDAC 5 binding region in the presence or absence of a candidate substance.

5           The HDAC target protein or MEF2 HDAC target binding region may be either free in solution, fixed to a support, expressed in or on the surface of a cell. Either the target or the compound may be labeled, thereby permitting determining of binding. In another embodiment, the assay may measure the inhibition of binding of a target to a natural or artificial substrate or binding partner (such as HDAC 4 or 5). Competitive  
10 binding assays can be performed in which one of the agents is labeled. Usually, the target will be the labeled species, decreasing the chance that the labeling will interfere with the binding moiety's function. One may measure the amount of free label versus bound label to determine binding or inhibition of binding.

15           A technique for high throughput screening of compounds is described in WO 84/03564. Large numbers of small peptide test compounds are synthesized on a solid substrate, such as plastic pins or some other surface. The peptide test compounds are reacted with, for example, HDAC 4 or 5 and washed. Bound polypeptide is detected by various methods.

20           Purified target, such as HDAC 4 or 5, can be coated directly onto plates for use in the aforementioned drug screening techniques. However, non-neutralizing antibodies to the polypeptide can be used to immobilize the polypeptide to a solid phase. Also, fusion proteins containing a reactive region (preferably a terminal  
25 region) may be used to link an active region (e.g., the C-terminus of MEF2) to a solid phase.

          In other embodiments, it is necessary to determine the acetylated or deacetylated state of histone proteins to determine HDAC 4 or 5 enzymatic activity.  
30 This becomes particularly relevant when screening for candidate substances that inhibit cardiac hypertrophy.

The following techniques may be used to detect or assay acetylation or deacetylation. Such methods, when applicable, may be used for *in vitro* or *in cyto* assays. For example, a specific cell line may be treated with different concentrations of a candidate substance. Methods for measuring hyperacetylation of histones have  
5 been described in detail (Verdel and Khochbin, 1999; Fischle *et al.*, 1999; Grozinger *et al.*, 1999) and are known in the art. For example, the appearance of hyperacetylated H4 histone can be monitored using antibody raised against hyperacetylated histone H4 and detected by cytofluorimetric measurement of immunofluorescence (see, Van Lint *et al.*, 1996). In another technique, cells are  
10 lysed, the histones purified and analyzed on a Triton/acid/urea gel. Analytical ultracentrifugation is often used also to detect histone acetylation.

Measuring the rate of deacetylation of [<sup>3</sup>H]-labeled acetylated histones also is a useful assay in the present invention. For example, a candidate substance may be  
15 screened for agonistic effects on HDAC 4 or 5 activity using [<sup>3</sup>H]-labeled acetylated histones. The released [<sup>3</sup>H]acetate can be detected by methods of acetate extraction or the histones immunoprecipitated and the remaining [<sup>3</sup>H]-labeled acetylated histone level measured.

#### 20                   b.     *In cyto* Assays

Various cell lines that exhibit cardiac hypertrophic characteristics can be utilized for screening of candidate substances. For example, cells containing engineered indicators, as discussed above, can be used to study various functional attributes of candidate compounds. In such assays, the compound would be  
25 formulated appropriately, given its biochemical nature, and contacted with a target cell.

Depending on the assay, culture may be required. As discussed above, the cell may then be examined by virtue of a number of different physiologic assays (growth, size, Ca<sup>2+</sup> effects). Alternatively, molecular analysis may be performed in which the  
30 function of MEF2, HDAC 4, HDAC 5 and related pathways may be explored. This involves assays such as those for protein expression, enzyme function, substrate

utilization, mRNA expression (including differential display of whole cell or polyA RNA) and others.

5 In one aspect, the cells express an indicator gene under the control of various regulatory elements. These elements are regulated by MEF2 and provide a measure, through expression of the controlled indicator gene, of MEF2 transcriptional activator activity. Any regulatory element subject to MEF2 control may be utilized. Indicator genes include *lacZ*, GFP luciferase,  $\beta$ -galactosidase and other similar markers.

10 When assaying a subject for cardiac hypertrophy or one at risk for developing cardiac hypertrophy, a biological sample from the subject is obtaining and the HDAC 4 or 5 genotype in cells of the sample are assessed. The genetic analysis may comprise methods of sequencing the entire HDAC 4 or HDAC 5 polynucleotide sequence or the HDAC 4 or HDAC 5 polynucleotide coding sequence. Other assay  
15 methods that might be used for detecting HDAC gene sequences are RFLP patterns, determination of HDAC mRNA or gene size.

#### c. *In vivo* Assays

20 The present invention particularly contemplates the use of various animal models. Here, transgenic animals have been created lacking one or more functional HDAC 4 or HDAC 5 alleles. In another embodiment, the animal further comprises a detectable marker gene under the control of a MEF2 regulated promoter.

25 Treatment of these animals with test compounds will involve the administration of the compound, in an appropriate form, to the animal. Administration will be by any route the could be utilized for clinical or non-clinical purposes, including but not limited to oral, nasal, buccal, or even topical. Alternatively, administration may be by intratracheal instillation, bronchial instillation, intradermal, subcutaneous, intramuscular, intraperitoneal or intravenous  
30 injection. Specifically contemplated are systemic intravenous injection, regional administration via blood or lymph supply.



Determining the effectiveness of a compound *in vivo* involves examining the expression of the indicator gene.

2. **Inhibitors of MEF2, Activators of HDAC 4 and 5, Inhibitors of**  
5 **HDAC Phosphorylation**

A MEF2 inhibitor according to the present invention may be one which exerts its inhibitory effect upstream or downstream of MEF2, or on MEF2 directly. Regardless of the type of inhibitor identified by the present screening methods, the effect of the inhibition by such a compound results in inhibition of the cardiac  
10 hypertrophy, or some related biochemical or physiologic aspect thereof, for example, growth,  $\text{Ca}^{2+}$ -dependent gene expression and the like in the absence of the added candidate substance. Similarly, a HDAC 4 or 5 activator according to the present is an agonist that exerts its effects on HDAC 4 or 5, wherein the result of activation is observed as an inhibition of cardiac hypertrophy. An inhibitor of HDAC  
15 phosphorylation may be specific or non-specific. It may directly impact the enzyme that is responsible for phosphorylation of HDAC, or it may induce a phosphorylase that removes phosphates from various (*e.g.*, serine) residues on HDAC.

3. **Candidate Substances**

20 As used herein the term "candidate substance" refers to any molecule that may potentially inhibit cardiac hypertrophy. The candidate substance may be a protein or fragment thereof, a small molecule inhibitor, or even a nucleic acid molecule. It may prove to be the case that the most useful pharmacological compounds will be compounds that are structurally related to other known modulators of hypertrophy,  
25 such as cyclosporin A and FK506. Such an endeavor often is known as "rational drug design," and includes not only comparisons with known inhibitors, but predictions relating to the structure of target molecules.

The goal of rational drug design is to produce structural analogs of  
30 biologically active polypeptides or target compounds. By creating such analogs, it is possible to fashion drugs which are more active or stable than the natural molecules, which have different susceptibility to alteration or which may affect the function of various other molecules. In one approach, one would generate a three-dimensional

structure for a molecule like HDAC 4 or 5, or a fragment thereof, thereby creating an agonist of HDAC 4 or 5, or an antagonist of HDAC 4 or 5 phosphorylation (*i.e.*, a fragment of HDAC 4 or 5 containing one or more phosphorylation sites). Alternatively, one could generate a three-dimensional structure for a molecule like MEF2, or a fragment thereof, thereby creating an inhibitor of MEF2. This could be accomplished by x-ray crystallography, computer modeling or by a combination of both approaches.

It also is possible to use antibodies to ascertain the structure of a target compound or inhibitor. In principle, this approach yields a pharmacore upon which subsequent drug design can be based. It is possible to bypass protein crystallography altogether by generating anti-idiotypic antibodies to a functional, pharmacologically active antibody. As a mirror image of a mirror image, the binding site of anti-idiotypic would be expected to be an analog of the original antigen. The anti-idiotypic could then be used to identify and isolate peptides from banks of chemically- or biologically-produced peptides. Selected peptides would then serve as the pharmacore. Anti-idiotypes may be generated using the methods described herein for producing antibodies, using an antibody as the antigen.

On the other hand, one may simply acquire, from various commercial sources, small molecule libraries that are believed to meet the basic criteria for useful drugs in an effort to "brute force" the identification of useful compounds. Screening of such libraries, including combinatorially generated libraries (*e.g.*, peptide libraries), is a rapid and efficient way to screen large number of related (and unrelated) compounds for activity. Combinatorial approaches also lend themselves to rapid evolution of potential drugs by the creation of second, third and fourth generation compounds modeled of active, but otherwise undesirable compounds.

Candidate compounds may include fragments or parts of naturally-occurring compounds or may be found as active combinations of known compounds which are otherwise inactive. It is proposed that compounds isolated from natural sources, such as animals, bacteria, fungi, plant sources, including leaves and bark, and marine samples may be assayed as candidates for the presence of potentially useful

pharmaceutical agents. It will be understood that the pharmaceutical agents to be screened could also be derived or synthesized from chemical compositions or man-made compounds. Thus, it is understood that the candidate substance identified by the present invention may be polypeptide, polynucleotide, small molecule inhibitors  
5 or any other compounds that may be designed through rational drug design starting from known inhibitors of hypertrophic response.

"Effective amounts" in certain circumstances are those amounts effective to reproducibly decrease hypertrophy from the cell in comparison to their normal levels.  
10 Compounds that achieve significant appropriate changes in activity will be used.

It will, of course, be understood that all the screening methods of the present invention are useful in themselves notwithstanding the fact that effective candidates may not be found. The invention provides methods for screening for such candidates,  
15 not solely methods of finding them.

#### 4. Production of Modulators/Inhibitors

In an extension of any of the previously described screening assays, the present invention also provide for method of producing modulators or inhibitors. The  
20 methods comprising any of the preceding screening steps followed by an additional step of "producing the candidate substance identified as a modulator of" the screened activity.

#### D. Pharmaceutical Compositions

25 In particular embodiments, where clinical application of an active ingredient (drugs, polypeptides, antibodies or liposomes containing oligo- or polynucleotides or expression vectors) is undertaken, it will be necessary to prepare a pharmaceutical composition appropriate for the intended application. Generally, this will entail preparing a pharmaceutical composition that is essentially free of pyrogens, as well as  
30 any other impurities that could be harmful to humans or animals. One also will generally desire to employ appropriate buffers to render the complex stable and allow for uptake by target cells.

Aqueous compositions of the present invention comprise an effective amount of the active ingredient, as discussed above, further dispersed in pharmaceutically acceptable carrier or aqueous medium. Such compositions also are referred to as inocula. The phrases "pharmaceutically or pharmacologically acceptable" refer to  
5 compositions that do not produce an adverse, allergic or other untoward reaction when administered to an animal, or a human, as appropriate.

As used herein, "pharmaceutically acceptable carrier" includes any and all solvents, dispersion media, coatings, antibacterial and antifungal agents, isotonic and  
10 absorption delaying agents and the like. The use of such media and agents for pharmaceutical active substances is well known in the art. Except insofar as any conventional media or agent is incompatible with the active ingredient, its use in the therapeutic compositions is contemplated. Supplementary active ingredients also can be incorporated into the compositions.

15 Solutions of therapeutic compositions can be prepared in water suitably mixed with a surfactant, such as hydroxypropylcellulose. Dispersions also can be prepared in glycerol, liquid polyethylene glycols, mixtures thereof and in oils. Under ordinary conditions of storage and use, these preparations contain a preservative to prevent the  
20 growth of microorganisms.

The therapeutic compositions of the present invention are advantageously administered in the form of injectable compositions either as liquid solutions or suspensions; solid forms suitable for solution in, or suspension in, liquid prior to  
25 injection may also be prepared. These preparations also may be emulsified. A typical composition for such purpose comprises a pharmaceutically acceptable carrier. For instance, the composition may contain 10 mg, 25 mg, 50 mg or up to about 100 mg of human serum albumin per milliliter of phosphate buffered saline. Other  
30 pharmaceutically acceptable carriers include aqueous solutions, non-toxic excipients, including salts, preservatives, buffers and the like.

Examples of non-aqueous solvents are propylene glycol, polyethylene glycol, vegetable oil and injectable organic esters such as ethyloleate. Aqueous carriers include

water, alcoholic/aqueous solutions, saline solutions, parenteral vehicles such as sodium chloride, Ringer's dextrose, *etc.* Intravenous vehicles include fluid and nutrient replenishers. Preservatives include antimicrobial agents, anti-oxidants, chelating agents and inert gases. The pH and exact concentration of the various components the  
5 pharmaceutical composition are adjusted according to well known parameters.

Additional formulations are suitable for oral administration. Oral formulations include such typical excipients as, for example, pharmaceutical grades of mannitol, lactose, starch, magnesium stearate, sodium saccharine, cellulose, magnesium carbonate  
10 and the like. The compositions take the form of solutions, suspensions, tablets, pills, capsules, sustained release formulations or powders. When the route is topical, the form may be a cream, ointment, a controlled release patch, salve or spray.

The therapeutic compositions of the present invention may include classic  
15 pharmaceutical preparations. Administration of therapeutic compositions according to the present invention will be via any common route so long as the target tissue is available via that route. This includes oral, nasal, buccal, rectal, vaginal or topical. Alternatively, administration will be by orthotopic, intradermal subcutaneous, intramuscular, intraperitoneal or intravenous injection. Such compositions would  
20 normally be administered as pharmaceutically acceptable compositions that include physiologically acceptable carriers, buffers or other excipients. A preferred embodiment delivery route, for the treatment of a disseminated disease state is systemic, however, regional delivery is also contemplated.

25 An effective amount of the therapeutic composition is determined based on the intended goal. The term "unit dose" or "dosage" refers to physically discrete units suitable for use in a subject, each unit containing a predetermined-quantity of the therapeutic composition calculated to produce the desired responses, discussed above, in association with its administration, *i.e.*, the appropriate route and treatment regimen.  
30 The quantity to be administered, both according to number of treatments and unit dose, depends on the protection desired.

Precise amounts of the therapeutic composition also depend on the judgment of the practitioner and are peculiar to each individual. Factors affecting dose include physical and clinical state of the patient, the route of administration, the intended goal of treatment and the potency, stability and toxicity of the particular therapeutic substance.

5

#### E. Methods of Making Transgenic Animals and Cells

Particular embodiments of the present invention provide transgenic animals and cells lacking one or more functional HDAC 4 or 5 alleles. The inventors have created a MEF2 site dependent *lacZ* transgene and generated a line of transgenic mice. For example, to test whether the MEF2-*lacZ* transgene is responsive to hypertrophic signals in the heart, the inventors introduced the transgene by breeding into strains of mice bearing MHC-calcineurin and MHC-CAMKIV transgenes. It was observed in these studies, that *lacZ* expression was dramatically upregulated in response to calcineurin and CAMKIV, thus mirroring activation of the hypertrophic response. Similar studies with HDAC 4 and 5 mice are contemplated in the present invention. Transgenic animals expressing HDAC 4, HDAC 5, genetic knockout mice, recombinant cell lines and transgenic embryos derived or used to produce such animals, may be useful in methods for screening for and identifying agents that repress or enhance the function of MEF2 and thereby alleviate hypertrophic growth.

20

In a general aspect, a transgenic animal is produced by the integration of a given construct into the genome. Methods for producing transgenic animals are generally described by Wagner and Hoppe (U.S. Patent 4,873,191; which is incorporated herein by reference), Brinster *et al.* 1985; which is incorporated herein by reference in its entirety) and in "Manipulating the Mouse Embryo; A Laboratory Manual" 2nd edition (eds., Hogan, Beddington, Costantini and Long, Cold Spring Harbor Laboratory Press, 1994; which is incorporated herein by reference in its entirety).

25

Typically, a gene flanked by genomic sequences is transferred by microinjection into a fertilized egg. The microinjected eggs are implanted into a host female, and the progeny are screened for the expression of the transgene. Transgenic animals may be produced from the fertilized eggs from a number of animals

30

including, but not limited to reptiles, amphibians, birds, mammals, and fish. Within a particular embodiment, transgenic mice are generated which express a mutant form of the HDAC 4 or 5 polypeptide which are truncated. Other embodiments include "knock out" HDAC 4 or 5; optionally with a selectable marker replacing all or part of the HDAC 4 or 5 sequence.

DNA clones for microinjection can be prepared by any means known in the art. For example, DNA clones for microinjection can be cleaved with enzymes appropriate for removing the bacterial plasmid sequences, and the DNA fragments electrophoresed on 1% agarose gels in TBE buffer, using standard techniques. The DNA bands are visualized by staining with ethidium bromide, and the band containing the expression sequences is excised. The excised band is then placed in dialysis bags containing 0.3 M sodium acetate, pH 7.0. DNA is electroeluted into the dialysis bags, extracted with a 1:1 phenol:chloroform solution and precipitated by two volumes of ethanol. The DNA is redissolved in 1 ml of low salt buffer (0.2 M NaCl, 20 mM Tris, pH 7.4, and 1 mM EDTA) and purified on an Elutip-D™ column. The column is first primed with 3 ml of high salt buffer (1 M NaCl, 20 mM Tris, pH 7.4, and 1 mM EDTA) followed by washing with 5 ml of low salt buffer. The DNA solutions are passed through the column three times to bind DNA to the column matrix. After one wash with 3 ml of low salt buffer, the DNA is eluted with 0.4 ml high salt buffer and precipitated by two volumes of ethanol. DNA concentrations are measured by absorption at 260 nm in a UV spectrophotometer. For microinjection, DNA concentrations are adjusted to 3 µg/ml in 5 mM Tris, pH 7.4 and 0.1 mM EDTA.

Other methods for purification of DNA for microinjection are described in Hogan *et al. Manipulating the Mouse Embryo* (Cold Spring Harbor Laboratory, Cold Spring Harbor, NY, 1986), in Palmiter *et al. Nature* 300:611 (1982); in *The Qiagenologist, Application Protocols*, 3rd edition, published by Qiagen, Inc., Chatsworth, CA.; and in Sambrook *et al. Molecular Cloning: A Laboratory Manual* (Cold Spring Harbor Laboratory, Cold Spring Harbor, NY, 1989).

In an exemplary microinjection procedure, female mice six weeks of age are induced to superovulate with a 5 IU injection (0.1 cc, ip) of pregnant mare serum gonadotropin (PMSG; Sigma) followed 48 hours later by a 5 IU injection (0.1 cc, ip) of human chorionic gonadotropin (hCG; Sigma). Females are placed with males immediately after hCG injection. Twenty-one hours after hCG injection, the mated females are sacrificed by CO<sub>2</sub> asphyxiation or cervical dislocation and embryos are recovered from excised oviducts and placed in Dulbecco's phosphate buffered saline with 0.5% bovine serum albumin (BSA; Sigma). Surrounding cumulus cells are removed with hyaluronidase (1 mg/ml). Pronuclear embryos are then washed and placed in Earle's balanced salt solution containing 0.5 % BSA (EBSS) in a 37.5°C incubator with a humidified atmosphere at 5% CO<sub>2</sub>, 95% air until the time of injection. Embryos can be implanted at the two-cell stage.

Randomly cycling adult female mice are paired with vasectomized males. C57BL/6 or Swiss mice or other comparable strains can be used for this purpose. Recipient females are mated at the same time as donor females. At the time of embryo transfer, the recipient females are anesthetized with an intraperitoneal injection of 0.015 ml of 2.5 % avertin per gram of body weight. The oviducts are exposed by a single midline dorsal incision. An incision is then made through the body wall directly over the oviduct. The ovarian bursa is then torn with watchmakers forceps. Embryos to be transferred are placed in DPBS (Dulbecco's phosphate buffered saline) and in the tip of a transfer pipet (about 10 to 12 embryos). The pipet tip is inserted into the infundibulum and the embryos transferred. After the transfer, the incision is closed by two sutures.

As noted above, transgenic animals and cell lines derived from such animals may find use in certain testing experiments. In this regard, transgenic animals and cell lines capable of expressing the mutant HDAC 4 or 5 may be exposed to test substances. These test substances can be screened for the ability to decrease HDAC 4 or 5 expression and/or function. Compounds identified by such procedures will be useful in the treatment of neurological disorders such as narcolepsy. Additionally, test substances can be screened for the ability to increase HDAC 4 or 5 expression



and/or function. Compounds identified by such procedures will be useful in the treatment disorders related to lack of sleep, such as insomnia.

5 In certain embodiments, heterozygotic mice may be used. However, homozygotic mice may be more useful in the methods of the invention. Initial transgenic mice may be heterozygotic for a specific transgene. However, standard breeding techniques known to those of skill in the art may be used to produce homozygotic mice. Genotyping using methods described herein may be used to determine whether a particular animal is heterozygotic or homozygotic one or more  
10 transgenes.

#### 1. Transgenic Mice and Their Use

The transgenic animals of the present invention include those which lack one or more HDAC 4 or 5 alleles and have a substantially increased probability of  
15 developing cardiac hypertrophy, when compared with non-transgenic littermates. A "substantially increased" probability of developing cardiac hypertrophy means that a statistically significant increase of measurable symptoms of cardiac hypertrophy is observed when comparing the transgenic animal with normal non-transgenic littermates.

20 Coding regions for use in constructing the transgenic mice include coding segments for the HDAC 4 or 5. The coding regions may encode a complete peptide or polypeptide, or a fragment thereof, as long as the desired function of the peptide or polypeptide is retained, *i.e.*, the polypeptide can contribute to the modulation of the repression of MEF2 activity. The coding regions for use in constructing the  
25 transgenes of the present invention further include those containing mutations, including deletions, substitutions, truncations, mutations resulting in a more active protein, mutations that result in a constitutively active protein, and mutations resulting in a protein with reduced activity. Inasmuch as HDAC 4 or 5 mediate the  
30 hypertrophy in an animal as identified herein the following discussion is based on an HDAC 4 or 5 knockout transgenic mouse, however, it is understood that the teachings provided herein are equally applicable to other transgenes that also may affect cardiac hypertrophy upstream or downstream of the effect of HDAC 4 or 5.

Another use of the HDAC 4 or 5 transgenic mouse described herein provides a new disease model for cardiac hypertrophy . A HDAC 4 or 5 transgenic mouse provides a novel model for the study of cardiac hypertrophy. This model could help  
5 clinicians understand the disease state more fully.

## 2. Pathological studies

The various F0, F1 and F2 animals that carry a transgene can be analyzed by any of a variety of techniques, including immunohistology, electron microscopy,  
10 electrocardiography and making determinations of total and regional heart weights, measuring cardiomyocyte cross-sectional areas and determining numbers of cardiomyocytes. Immunohistological analysis for the expression of a transgene by using an antibody of appropriate specificity can be performed using known methods. Morphometric analyses to determine regional weights, cardiomyocyte cross-sectional  
15 areas and numbers of cardiomyocyte nuclei can be performed using known methods. Hearts can be analyzed for function, histology and expression of fetal cardiac genes.

In immuno-based analyses, it may be necessary to rely on indicator binding antibodies. A general review of antibody production techniques is provided. As is well  
20 known in the art, a given composition may vary in its immunogenicity. It is often necessary therefore to boost the host immune system, as may be achieved by coupling a peptide or polypeptide immunogen to a carrier. Exemplary and preferred carriers are keyhole limpet hemocyanin (KLH) and bovine serum albumin (BSA). Other albumins such as ovalbumin, mouse serum albumin or rabbit serum albumin can also be used as  
25 carriers. Means for conjugating a polypeptide to a carrier protein are well known in the art and include glutaraldehyde, *m*-maleimidobencoyl-N-hydroxysuccinimide ester, carbodiimide and bis-biazotized benzidine.

The immunogenicity of a particular immunogen composition can be enhanced by  
30 the use of non-specific stimulators of the immune response, known as adjuvants. Exemplary and preferred adjuvants include complete Freund's adjuvant (a non-specific stimulator of the immune response containing killed *Mycobacterium tuberculosis*), incomplete Freund's adjuvants and aluminum hydroxide adjuvant.

The amount of immunogen composition used in the production of polyclonal antibodies varies upon the nature of the immunogen as well as the animal used for immunization. A variety of routes can be used to administer the immunogen  
5 (subcutaneous, intramuscular, intradermal, intravenous and intraperitoneal). The production of polyclonal antibodies may be monitored by sampling blood of the immunized animal at various points following immunization. A second, booster, injection may also be given. The process of boosting and titrating is repeated until a suitable titer is achieved. When a desired level of immunogenicity is obtained, the  
10 immunized animal can be bled and the serum isolated and stored, and/or the animal can be used to generate mAbs.

A polyclonal antibody is prepared by immunizing an animal with an immunogen comprising a MEF2 or a HDAC 4 or HDAC 5 polypeptide, or fragment thereof, and  
15 collecting antisera from that immunized animal. A wide range of animal species can be used for the production of antisera. Typically an animal used for production of anti-antisera is a rabbit, a mouse, a rat, a hamster or a guinea pig. Because of the relatively large blood volume of rabbits, a rabbit may be a preferred choice for production of polyclonal antibodies.

20 To obtain monoclonal antibodies, one also would immunize an experimental animal, an antigenic composition. One would then, after a period of time sufficient to allow antibody generation, obtain a population of spleen or lymph cells from the animal. The spleen or lymph cells can then be fused with cell lines, such as human or mouse  
25 myeloma strains, to produce antibody-secreting hybridomas. These hybridomas may be isolated to obtain individual clones which can then be screened for production of antibody to the desired target peptide.

It is proposed that the monoclonal antibodies of the present invention also will  
30 find useful application in standard immunochemical procedures, such as ELISA and Western blot methods, as well as other procedures which may utilize antibody specific to MEF2 or HDAC epitopes. Additionally, it is proposed that monoclonal antibodies specific to MEF2 HDAC may be utilized in other useful applications. For example, an

anti-idiotypic antibody to an anti-HDAC 4 or 5 antibody may well mimic an HDAC 4 or 5 binding site, thus providing a tool for the identification of HDAC 4 or 5 targets.

### 3. Analysis of Transgene Expression by Measuring mRNA Levels

Messenger RNA can be isolated by any method known in the art, including, but not limited to, the acid guanidinium thiocyanate-phenol:chloroform extraction method (Chomczynski and Sacchi 1987), from cell lines and tissues of transgenic animals to determine expression levels by Northern blots, RNase and nuclease protection assays.

### 4. Analysis of Transgene Expression by Measuring Protein Levels

Protein levels can be measured by any means known in the art, including, but not limited to, western blot analysis, ELISA and radioimmunoassay, using one or more antibodies specific for the protein encoded by the transgene.

For Western blot analysis, protein fractions can be isolated from tissue homogenates and cell lysates and subjected to Western blot analysis as described by, for example, Harlow *et al.*, *Antibodies: A Laboratory Manual*, (Cold Spring Harbor, NY, 1988); Brown *et al.*, (1983); and Tate-Ostroff *et al.* (1989).

For example, the protein fractions can be denatured in Laemmli sample buffer and electrophoresed on SDS-Polyacrylamide gels. The proteins are then transferred to nitrocellulose filters by electroblotting. The filters are blocked, incubated with primary antibodies, and finally reacted with enzyme conjugated secondary antibodies. Subsequent incubation with the appropriate chromogenic substrate reveals the position of the transgene-encoded proteins.

ELISAs are preferably used in conjunction with the invention. For example, an ELISA assay may be performed where target protein from a sample is immobilized onto a selected surface, preferably a surface exhibiting a protein affinity such as the wells of a polystyrene microtiter plate. The plate is washed to remove incompletely adsorbed material and the plate is coated with a non-specific protein that is known to be antigenically neutral with regard to the test antibody, such as bovine serum albumin

(BSA), casein or solutions of powdered milk. This allows for blocking of nonspecific adsorption sites on the immobilizing surface and thus reduces the background caused by nonspecific binding of antisera onto the surface.

5       Next, the antibody is added to the plate in a manner conducive to immune complex (antigen/antibody) formation. Such conditions preferably include diluting the antisera/antibody with diluents such as BSA, bovine gamma globulin (BGG) and phosphate buffered saline (PBS)/Tween®. These added agents also tend to assist in the reduction of nonspecific background. The plate is then allowed to incubate for  
10       from about 2 to about 4 hr, at temperatures preferably on the order of about 25° to about 27°C. Following incubation, the plate is washed so as to remove non-immunocomplexed material. A preferred washing procedure includes washing with a solution such as PBS/Tween®, or borate buffer.

15       Following formation of specific immunocomplexes between the sample and antibody, and subsequent washing, the occurrence and amount of immunocomplex formation may be determined by subjecting the plate to a second antibody probe, the second antibody having specificity for the first (usually the Fc portion of the first is the target). To provide a detecting means, the second antibody will preferably have an  
20       associated enzyme that will generate a color development upon incubating with an appropriate chromogenic substrate. Thus, for example, one will desire to contact and incubate the antibody-bound surface with a urease or peroxidase-conjugated anti-human IgG for a period of time and under conditions which favor the development of immunocomplex formation (*e.g.*, incubation for 2 hr at room temperature in a PBS-  
25       containing solution such as PBS/Tween®).

After incubation with the second enzyme-tagged antibody, and subsequent to washing to remove unbound material, the amount of label is quantified by incubation with a chromogenic substrate such as urea and bromocresol purple or 2,2'-azino-di-(3-ethyl-benzthiazoline)-6-sulfonic acid (ABTS) and H<sub>2</sub>O<sub>2</sub>, in the case of peroxidase as the  
30       enzyme label. Quantitation is then achieved by measuring the degree of color generation, *e.g.*, using a visible spectrum spectrophotometer. Variations on this assay, as

well as completely different assays (radioimmunoprecipitation, immunoaffinity chromatograph, Western blot) also are contemplated as part of the present invention.

5 A variant of ELISA is the enzyme-linked coagulation assay, or ELCA (U.S. Patent 4,668,621), which uses the coagulation cascade combined with the labeling enzyme RVV-XA as a universal detection system. The advantage of this system for the current invention, is that the coagulation reactions can be performed at physiological pH in the presence of a wide variety of buffers. It is therefore possible to retain the integrity of complex analyses.

10 Other immunoassays encompassed by the present invention include, but are not limited to those described in U.S. Patent 4,367,110 (double monoclonal antibody sandwich assay) and U.S. Patent 4,452,901 (Western blot). Other assays include immunoprecipitation of labeled ligands and immunocytochemistry, both *in vitro* and  
15 *in vivo*.

## F. Genetic Constructs and Gene Transfer

In particular aspects of the present invention, it is desirable to transfer a HDAC 4 or 5 expression cassette encoding HDAC 4 or HDAC 5 into an organism,  
20 tissue or cell. Expression constructs also are used in generating transgenic animals.

### 1. Genetic Constructs

Throughout this application, the term "expression cassette" is meant to include any type of genetic construct containing a nucleic acid coding for gene products in  
25 which part or all of the nucleic acid encoding sequence is capable of being transcribed. The transcript may be translated into a protein, but it need not be. In certain embodiments, expression includes both transcription of a gene and translation of mRNA into a gene product. In other embodiments, expression only includes transcription of the nucleic acid encoding genes of interest.

30

#### a. General Promoters

The nucleic acid encoding a gene product is under transcriptional control of a promoter. A "promoter" refers to a DNA sequence recognized by the synthetic

machinery of the cell, or introduced synthetic machinery, required to initiate the specific transcription of a gene. The phrase "under transcriptional control" means that the promoter is in the correct location and orientation in relation to the nucleic acid to control RNA polymerase initiation and expression of the gene.

5

In certain embodiments, when regulating the expression of genes involved in hypertrophic pathways, it may prove useful to use muscle specific promoters (*e.g.*, human desmin gene promoter, the muscle-specific promoter of the aldolase A gene (pM), smooth muscle  $\alpha$ -actin (SM $\alpha$ A) promoter, phosphoglycerate mutase gene (M-PGAM),  $\alpha$ -myosin heavy chain promoter). Cardiac specific promoters include the myosin light chain-2 promoter (Franz *et al.*, 1994; Kelly *et al.*, 1995), the  $\alpha$  actin promoter (Moss *et al.*, 1996), the troponin 1 promoter (Bhavsar *et al.*, 1996); the Na<sup>+</sup>/Ca<sup>2+</sup> exchanger promoter (Barnes *et al.*, 1997), the dystrophin promoter (Kimura *et al.*, 1997), the creatine kinase promoter (Ritchie, M.E., 1996), the  $\alpha$ 7 integrin promoter (Ziober & Kramer, 1996), the brain natriuretic peptide promoter (LaPointe *et al.*, 1996), the  $\alpha$  B-crystallin/small heat shock protein promoter (Gopal-Srivastava, R., 1995), and  $\alpha$  myosin heavy chain promoter (Yamauchi-Takahara *et al.*, 1989) and the ANF promoter (LaPointe *et al.*, 1988).

The term promoter will be used here to refer to a group of transcriptional control modules that are clustered around the initiation site for RNA polymerase II. Much of the thinking about how promoters are organized derives from analyses of several viral promoters, including those for the HSV thymidine kinase (*tk*) and SV40 early transcription units. These studies, augmented by more recent work, have shown that promoters are composed of discrete functional modules, each consisting of approximately 7-20 bp of DNA, and containing one or more recognition sites for transcriptional activator or repressor proteins.

At least one module in each promoter functions to position the start site for RNA synthesis. The best known example of this is the TATA box, but in some promoters lacking a TATA box, such as the promoter for the mammalian terminal

deoxynucleotidyl transferase gene and the promoter for the SV40 late genes, a discrete element overlying the start site itself helps to fix the place of initiation.

Additional promoter elements regulate the frequency of transcriptional initiation. Typically, these are located in the region 30-110 bp upstream of the start site, although a number of promoters have recently been shown to contain functional elements downstream of the start site as well. The spacing between promoter elements frequently is flexible, so that promoter function is preserved when elements are inverted or moved relative to one another. In the tk promoter, the spacing between promoter elements can be increased to 50 bp apart before activity begins to decline. Depending on the promoter, it appears that individual elements can function either co-operatively or independently to activate transcription.

The particular promoter employed to control the expression of a nucleic acid sequence of interest is not believed to be important, so long as it is capable of directing the expression of the nucleic acid in the targeted cell. Thus, where a human cell is targeted, it is preferable to position the nucleic acid coding region adjacent to and under the control of a promoter that is capable of being expressed in a human cell. Generally speaking, such a promoter might include either a human or viral promoter.

In various embodiments, the human cytomegalovirus (CMV) immediate early gene promoter, the SV40 early promoter, the Rous sarcoma virus long terminal repeat,  $\beta$ -actin, rat insulin promoter and glyceraldehyde-3-phosphate dehydrogenase can be used to obtain high-level expression of the coding sequence of interest. The use of other viral or mammalian cellular or bacterial phage promoters which are well-known in the art to achieve expression of a coding sequence of interest is contemplated as well, provided that the levels of expression are sufficient for a given purpose. By employing a promoter with well-known properties, the level and pattern of expression of the protein of interest following transfection or transformation can be optimized.

Selection of a promoter that is regulated in response to specific physiologic or synthetic signals can permit inducible expression of the gene product. For example in



the case where expression of a transgene, or transgenes when a multicistronic vector is utilized, is toxic to the cells in which the vector is produced in, it may be desirable to prohibit or reduce expression of one or more of the transgenes. Examples of transgenes that may be toxic to the producer cell line are pro-apoptotic and cytokine  
5 genes. Several inducible promoter systems are available for production of viral vectors where the transgene product may be toxic.

The ecdysone system (Invitrogen, Carlsbad, CA) is one such system. This system is designed to allow regulated expression of a gene of interest in mammalian  
10 cells. It consists of a tightly regulated expression mechanism that allows virtually no basal level expression of the transgene, but over 200-fold inducibility. The system is based on the heterodimeric ecdysone receptor of *Drosophila*, and when ecdysone or an analog such as muristerone A binds to the receptor, the receptor activates a promoter to turn on expression of the downstream transgene high levels of mRNA  
15 transcripts are attained. In this system, both monomers of the heterodimeric receptor are constitutively expressed from one vector, whereas the ecdysone-responsive promoter which drives expression of the gene of interest is on another plasmid. Engineering of this type of system into the gene transfer vector of interest would therefore be useful. Cotransfection of plasmids containing the gene of interest and the  
20 receptor monomers in the producer cell line would then allow for the production of the gene transfer vector without expression of a potentially toxic transgene. At the appropriate time, expression of the transgene could be activated with ecdysone or muristerone A.

25 Another inducible system that would be useful is the Tet-Off™ or Tet-On™ system (Clontech, Palo Alto, CA) originally developed by Gossen and Bujard (Gossen and Bujard, 1992; Gossen *et al.*, 1995). This system also allows high levels of gene expression to be regulated in response to tetracycline or tetracycline derivatives such as doxycycline. In the Tet-On™ system, gene expression is turned  
30 on in the presence of doxycycline, whereas in the Tet-Off™ system, gene expression is turned on in the absence of doxycycline. These systems are based on two regulatory elements derived from the tetracycline resistance operon of *E. coli*. The tetracycline operator sequence to which the tetracycline repressor binds, and the

tetracycline repressor protein. The gene of interest is cloned into a plasmid behind a promoter that has tetracycline-responsive elements present in it. A second plasmid contains a regulatory element called the tetracycline-controlled transactivator, which is composed, in the Tet-Off™ system, of the VP16 domain from the herpes simplex virus and the wild-type tetracycline repressor. Thus in the absence of doxycycline, transcription is constitutively on. In the Tet-On™ system, the tetracycline repressor is not wild type and in the presence of doxycycline activates transcription. For gene transfer vector production, the Tet-Off™ system would be preferable so that the producer cells could be grown in the presence of tetracycline or doxycycline and prevent expression of a potentially toxic transgene, but when the vector is introduced to the patient, the gene expression would be constitutively on.

In some circumstances, it may be desirable to regulate expression of a transgene in a gene transfer vector. For example, different viral promoters with varying strengths of activity may be utilized depending on the level of expression desired. In mammalian cells, the CMV immediate early promoter is often used to provide strong transcriptional activation. Modified versions of the CMV promoter that are less potent have also been used when reduced levels of expression of the transgene are desired. When expression of a transgene in hematopoietic cells is desired, retroviral promoters such as the LTRs from MLV or MMTV are often used. Other viral promoters that may be used depending on the desired effect include SV40, RSV LTR, HIV-1 and HIV-2 LTR, adenovirus promoters such as from the E1A, E2A, or MLP region, AAV LTR, cauliflower mosaic virus, HSV-TK, and avian sarcoma virus.

Similarly tissue specific promoters may be used to effect transcription in specific tissues or cells so as to reduce potential toxicity or undesirable effects to non-targeted tissues. For example, promoters such as the PSA, probasin, prostatic acid phosphatase or prostate-specific glandular kallikrein (hK2) may be used to target gene expression in the prostate. Similarly, the following promoters may be used to target gene expression in other tissues.

It is envisioned that any of the above promoters alone or in combination with another may be useful according to the present invention depending on the action desired. In addition, this list of promoters is should not be construed to be exhaustive or limiting, those of skill in the art will know of other promoters that may be used in  
5 conjunction with the promoters and methods disclosed herein.

**b. Enhancers**

Enhancers are genetic elements that increase transcription from a promoter located at a distant position on the same molecule of DNA. Enhancers are organized  
10 much like promoters. That is, they are composed of many individual elements, each of which binds to one or more transcriptional proteins. The basic distinction between enhancers and promoters is operational. An enhancer region as a whole must be able to stimulate transcription at a distance; this need not be true of a promoter region or its component elements. On the other hand, a promoter must have one or more elements  
15 that direct initiation of RNA synthesis at a particular site and in a particular orientation, whereas enhancers lack these specificities. Promoters and enhancers are often overlapping and contiguous, often seeming to have a very similar modular organization.

20 In preferred embodiments of the invention, the expression construct comprises a virus or engineered construct derived from a viral genome. The ability of certain viruses to enter cells *via* receptor-mediated endocytosis and to integrate into host cell genome and express viral genes stably and efficiently have made them attractive candidates for the transfer of foreign genes into mammalian cells (Ridgeway, 1988;  
25 Nicolas and Rubenstein, 1988; Baichwal and Sugden, 1986; Temin, 1986). The first viruses used as gene vectors were DNA viruses including the papovaviruses (simian virus 40, bovine papilloma virus, and polyoma) (Ridgeway, 1988; Baichwal and Sugden, 1986) and adenoviruses (Ridgeway, 1988; Baichwal and Sugden, 1986). These have a relatively low capacity for foreign DNA sequences and have a restricted  
30 host spectrum. Furthermore, their oncogenic potential and cytopathic effects in permissive cells raise safety concerns. They can accommodate only up to 8 kB of foreign genetic material but can be readily introduced in a variety of cell lines and laboratory animals (Nicolas and Rubenstein, 1988; Temin, 1986).

### c. Polyadenylation Signals

Where a cDNA insert is employed, one will typically desire to include a polyadenylation signal to effect proper polyadenylation of the gene transcript. The nature of the polyadenylation signal is not believed to be crucial to the successful practice of the invention, and any such sequence may be employed such as human or bovine growth hormone and SV40 polyadenylation signals. Also contemplated as an element of the expression cassette is a terminator. These elements can serve to enhance message levels and to minimize read through from the cassette into other sequences.

## 2. Gene Transfer

Gene transfer is important both in the therapeutic context and in the generation of transgenic cells and animals. There are a number of ways in which expression vectors may introduced into cells. In certain embodiments of the invention, the expression construct comprises a virus or engineered construct derived from a viral genome. In other embodiments, non-viral delivery is contemplated. The ability of certain viruses to enter cells via receptor-mediated endocytosis, to integrate into host cell genome and express viral genes stably and efficiently have made them attractive candidates for the transfer of foreign genes into mammalian cells (Ridgeway, 1988; Nicolas and Rubenstein, 1988; Baichwal and Sugden, 1986; Temin, 1986). Delivery mechanisms are discussed in further detail herein below.

### a. Non-viral transfer

The present section provides a discussion of methods and compositions of non-viral gene transfer. DNA constructs of the present invention are generally delivered to a cell, and in certain situations, the nucleic acid or the protein to be transferred may be transferred using non-viral methods.

Several non-viral methods for the transfer of expression constructs into cultured mammalian cells are contemplated by the present invention. These include calcium phosphate precipitation (Graham and Van Der Eb, 1973; Chen and Okayama, 1987; Rippe *et al.*, 1990) DEAE-dextran (Gopal, 1985), electroporation (Tur-Kaspa *et*

al., 1986; Potter *et al.*, 1984), direct microinjection (Harland and Weintraub, 1985), DNA-loaded liposomes (Nicolau and Sene, 1982; Fraley *et al.*, 1979), cell sonication (Fechheimer *et al.*, 1987), gene bombardment using high velocity microprojectiles (Yang *et al.*, 1990), and receptor-mediated transfection (Wu and Wu, 1987; Wu and  
5 Wu, 1988).

Once the construct has been delivered into the cell the nucleic acid encoding the particular gene of interest may be positioned and expressed at different sites. In certain embodiments, the nucleic acid encoding the gene may be stably integrated into  
10 the genome of the cell. This integration may be in the cognate location and orientation *via* homologous recombination (gene replacement) or it may be integrated in a random, non-specific location (gene augmentation). In yet further embodiments, the nucleic acid may be stably maintained in the cell as a separate, episomal segment of DNA. Such nucleic acid segments or "episomes" encode sequences sufficient to  
15 permit maintenance and replication independent of or in synchronization with the host cell cycle. How the expression construct is delivered to a cell and where in the cell the nucleic acid remains is dependent on the type of expression construct employed.

In another particular embodiment of the invention, the expression construct  
20 may be entrapped in a liposome. Liposomes are vesicular structures characterized by a phospholipid bilayer membrane and an inner aqueous medium. Multilamellar liposomes have multiple lipid layers separated by aqueous medium. They form spontaneously when phospholipids are suspended in an excess of aqueous solution. The lipid components undergo self-rearrangement before the formation of closed  
25 structures and entrap water and dissolved solutes between the lipid bilayers (Ghosh and Bachhawat, 1991). The addition of DNA to cationic liposomes causes a topological transition from liposomes to optically birefringent liquid-crystalline condensed globules (Radler *et al.*, 1997). These DNA-lipid complexes are potential non-viral vectors for use in gene delivery.

30

Liposome-mediated nucleic acid delivery and expression of foreign DNA *in vitro* has been very successful. Using the  $\beta$ -lactamase gene, Wong *et al.* (1980) demonstrated the feasibility of liposome-mediated delivery and expression of foreign

DNA in cultured chick embryo, HeLa, and hepatoma cells. Nicolau *et al.* (1987) accomplished successful liposome-mediated gene transfer in rats after intravenous injection. Also included are various commercial approaches involving "lipofection" technology.

5

In certain embodiments of the invention, the liposome may be complexed with a hemagglutinating virus (HVJ). This has been shown to facilitate fusion with the cell membrane and promote cell entry of liposome-encapsulated DNA (Kaneda *et al.*, 1989). In other embodiments, the liposome may be complexed or employed in conjunction with nuclear nonhistone chromosomal proteins (HMG-1) (Kato *et al.*, 1991). In yet further embodiments, the liposome may be complexed or employed in conjunction with both HVJ and HMG-1. In that such expression constructs have been successfully employed in transfer and expression of nucleic acid *in vitro* and *in vivo*, then they are applicable for the present invention.

15

Other vector delivery systems which can be employed to deliver a nucleic acid encoding a particular gene into cells are receptor-mediated delivery vehicles. These take advantage of the selective uptake of macromolecules by receptor-mediated endocytosis in almost all eukaryotic cells. Because of the cell type-specific distribution of various receptors, the delivery can be highly specific (Wu and Wu, 1993).

20

Receptor-mediated gene targeting vehicles generally consist of two components: a cell receptor-specific ligand and a DNA-binding agent. Several ligands have been used for receptor-mediated gene transfer. The most extensively characterized ligands are asialoorosomucoid (ASOR) (Wu and Wu, 1987) and transferrin (Wagner *et al.*, 1990). Recently, a synthetic neoglycoprotein, which recognizes the same receptor as ASOR, has been used as a gene delivery vehicle (Ferkol *et al.*, 1993; Perales *et al.*, 1994) and epidermal growth factor (EGF) has also been used to deliver genes to squamous carcinoma cells (Myers, EPO 0 273 085).

25

30

In other embodiments, the delivery vehicle may comprise a ligand and a liposome. For example, Nicolau *et al.* (1987) employed lactosyl-ceramide, a

galactose-terminal asialoganglioside, incorporated into liposomes and observed an increase in the uptake of the insulin gene by hepatocytes.

5 In another embodiment of the invention, the expression construct may simply consist of naked recombinant DNA or plasmids. Transfer of the construct may be performed by any of the methods mentioned above which physically or chemically permeabilize the cell membrane. This is applicable particularly for transfer *in vitro*, however, it may be applied for *in vivo* use as well. Dubensky *et al.* (1984) successfully injected polyomavirus DNA in the form of CaPO<sub>4</sub> precipitates into liver and spleen of adult and newborn mice demonstrating active viral replication and acute infection. Benvenisty and Neshif (1986) also demonstrated that direct intraperitoneal injection of CaPO<sub>4</sub> precipitated plasmids results in expression of the transfected genes. It is envisioned that DNA encoding a CAM may also be transferred in a similar manner *in vivo* and express CAM.

15

Another embodiment of the invention for transferring a naked DNA expression construct into cells may involve particle bombardment. This method depends on the ability to accelerate DNA coated microprojectiles to a high velocity allowing them to pierce cell membranes and enter cells without killing them (Klein *et al.*, 1987). Several devices for accelerating small particles have been developed. One such device relies on a high voltage discharge to generate an electrical current, which in turn provides the motive force (Yang *et al.*, 1990). The microprojectiles used have consisted of biologically inert substances such as tungsten or gold beads.

20

25 In certain embodiments, gene transfer may more easily be performed under *ex vivo* conditions. *Ex vivo* gene application refers to the isolation of cells from an animal, the delivery of a nucleic acid into the cells *in vitro*, and then the return of the modified cells back into an animal. This may involve the surgical removal of tissue/organs from an animal or the primary culture of cells and tissues.

30

### b. Viral Transfer

*Adenovirus.* One of the preferred methods for *in vivo* delivery involves the use of an adenovirus expression vector. "Adenovirus expression vector" is meant to include those constructs containing adenovirus sequences sufficient to (a) support packaging of the construct and (b) to express an antisense polynucleotide, a protein, a polynucleotide (*e.g.*, ribozyme, or an mRNA) that has been cloned therein. In this context, expression does not require that the gene product be synthesized.

The expression vector comprises a genetically engineered form of adenovirus. Knowledge of the genetic organization of adenovirus, a 36 kb, linear, double-stranded DNA virus, allows substitution of large pieces of adenoviral DNA with foreign sequences up to 7 kb (Grunhaus and Horwitz, 1992). In contrast to retroviruses, the adenoviral infection of host cells does not result in chromosomal integration because adenoviral DNA can replicate in an episomal manner without potential genotoxicity. As used herein, the term "genotoxicity" refers to permanent inheritable host cell genetic alteration. Also, adenoviruses are structurally stable, and no genome rearrangement has been detected after extensive amplification of normal derivatives. Adenovirus can infect virtually all epithelial cells regardless of their cell cycle stage. So far, adenoviral infection appears to be linked only to mild disease such as acute respiratory disease in non-immunosuppressed humans.

Adenovirus is particularly suitable for use as a gene transfer vector because of its mid-sized genome, ease of manipulation, high titer, wide target cell range and high infectivity. Both ends of the viral genome contain 100-200 base pair inverted repeats (ITRs), which are *cis* elements necessary for viral DNA replication and packaging. The early (E) and late (L) regions of the genome contain different transcription units that are divided by the onset of viral DNA replication. The E1 region (E1A and E1B) encodes proteins responsible for the regulation of transcription of the viral genome and a few cellular genes. The expression of the E2 region (E2A and E2B) results in the synthesis of the proteins for viral DNA replication. These proteins are involved in DNA replication, late gene expression and host cell shut-off (Renan, 1990). The products of the late genes, including the majority of the viral capsid proteins, are expressed only after significant processing of a single primary transcript issued by the



major late promoter (MLP). The MLP, (located at 16.8 m.u.) is particularly efficient during the late phase of infection, and all the mRNA's issued from this promoter possess a 5'-tripartite leader (TPL) sequence which makes them preferred mRNA's for translation.

5

The E3 region encodes proteins that appears to be necessary for efficient lysis of Ad infected cells as well as preventing TNF-mediated cytolysis and CTL mediated lysis of infected cells. In general, the E4 region encodes is believed to encode seven proteins, some of which activate the E2 promoter. It has been shown to block host  
10 mRNA transport and enhance transport of viral RNA to cytoplasm. Further the E4 product is in part responsible for the decrease in early gene expression seen late in infection. E4 also inhibits E1A and E4 (but not E1B) expression during lytic growth. Some E4 proteins are necessary for efficient DNA replication however the mechanism for this involvement is unknown. E4 is also involved in post-  
15 transcriptional events in viral late gene expression; *i.e.*, alternative splicing of the tripartite leader in lytic growth. Nevertheless, E4 functions are not absolutely required for DNA replication but their lack will delay replication. Other functions include negative regulation of viral DNA synthesis, induction of sub-nuclear reorganization normally seen during adenovirus infection, and other functions that are  
20 necessary for viral replication, late viral mRNA accumulation, and host cell transcriptional shut off.

In a current system, recombinant adenovirus is generated from homologous recombination between shuttle vector and provirus vector. Possible recombination  
25 between the proviral vector and Ad sequences in 293 cells, or in the case of pJM17 plasmid spontaneous deletion of the inserted pBR322 sequences, may generate full length wild-type Ad5 adenovirus. Therefore, it is critical to isolate a single clone of virus from an individual plaque and examine its genomic structure.

30 Generation and propagation of the current adenovirus vectors, which are replication deficient, depend on a unique helper cell line, designated 293, which was transformed from human embryonic kidney cells by Ad5 DNA fragments and constitutively expresses E1 proteins (Graham *et al.*, 1977). Since the E3 region is

dispensable from the adenovirus genome (Jones and Shenk, 1978), the current adenovirus vectors, with the help of 293 cells, carry foreign DNA in either the E1, the E3 or both regions (Graham and Prevec, 1991). In nature, adenovirus can package approximately 105% of the wild-type genome (Ghosh-Choudhury *et al.*, 1987),  
5 providing capacity for about 2 extra kb of DNA. Combined with the approximately 5.5 kb of DNA that is replaceable in the E1 and E3 regions, the maximum capacity of the current adenovirus vector is under 7.5 kb, or about 15% of the total length of the vector. More than 80% of the adenovirus viral genome remains in the vector backbone and is the source of vector-borne cytotoxicity. Also, the replication  
10 deficiency of the E1-deleted virus is incomplete. For example, leakage of viral gene expression has been observed with the currently available vectors at high multiplicities of infection (MOI) (Mulligan, 1993; Shenk, 1978).

Helper cell lines may be derived from human cells such as human embryonic  
15 kidney cells, muscle cells, hematopoietic cells or other human embryonic mesenchymal or epithelial cells. Alternatively, the helper cells may be derived from the cells of other mammalian species that are permissive for human adenovirus. Such cells include, *e.g.*, Vero cells or other monkey embryonic mesenchymal or epithelial cells. As stated above, the preferred helper cell line is 293.

20  
Racher *et al.* (1995) disclosed improved methods for culturing 293 cells and propagating adenovirus. In one format, natural cell aggregates are grown by inoculating individual cells into 1 liter siliconized spinner flasks (Techne, Cambridge, UK) containing 100-200 ml of medium. Following stirring at 40 rpm, the cell  
25 viability is estimated with trypan blue. In another format, Fiba-Cel microcarriers (Bibby Sterlin, Stone, UK) (5 g/l) is employed as follows. A cell inoculum, resuspended in 5 ml of medium, is added to the carrier (50 ml) in a 250 ml Erlenmeyer flask and left stationary, with occasional agitation, for 1 to 4 h. The medium is then replaced with 50 ml of fresh medium and shaking is initiated. For  
30 virus production, cells are allowed to grow to about 80% confluence, after which time the medium is replaced (to 25% of the final volume) and adenovirus added at an MOI of 0.05. Cultures are left stationary overnight, following which the volume is increased to 100% and shaking commenced for another 72 h.

Other than the requirement that the adenovirus vector be replication defective, or at least conditionally defective, the nature of the adenovirus vector is not believed to be crucial to the successful practice of the invention. The adenovirus may be of  
5 any of the 42 different known serotypes or subgroups A-F. Adenovirus type 5 of subgroup C is the preferred starting material in order to obtain the conditional replication-defective adenovirus vector for use in the present invention. This is because Adenovirus type 5 is a human adenovirus about which a great deal of biochemical, medical and genetic information is known, and it has historically been  
10 used for most constructions employing adenovirus as a vector.

As stated above, the typical vector according to the present invention is replication defective and will not have an adenovirus E1 region. Thus, it will be most convenient to introduce the polynucleotide encoding the gene of interest at the  
15 position from which the E1-coding sequences have been removed. However, the position of insertion of the construct within the adenovirus sequences is not critical to the invention. The polynucleotide encoding the gene of interest may also be inserted in lieu of the deleted E3 region in E3 replacement vectors as described by Karlsson *et al.* (1986), or in the E4 region where a helper cell line or helper virus complements  
20 the E4 defect.

Adenovirus is easy to grow and manipulate and exhibits broad host range *in vitro* and *in vivo*. This group of viruses can be obtained in high titers, *e.g.*,  $10^9$ - $10^{11}$  plaque-forming units per ml, and they are highly infective. The life cycle of  
25 adenovirus does not require integration into the host cell genome. The foreign genes delivered by adenovirus vectors are episomal and, therefore, have low genotoxicity to host cells. No side effects have been reported in studies of vaccination with wild-type adenovirus (Couch *et al.*, 1963; Top *et al.*, 1971), demonstrating their safety and therapeutic potential as *in vivo* gene transfer vectors.

30

Adenovirus vectors have been used in eukaryotic gene expression investigations (Levrero *et al.*, 1991; Gomez-Foix *et al.*, 1992) and vaccine development (Grunhaus and Horwitz, 1992; Graham and Prevec, 1992). Recently,

animal studies suggested that recombinant adenovirus could be used for gene transfer (Stratford-Perricaudet and Perricaudet, 1991; Stratford-Perricaudet *et al.*, 1990; Rich *et al.*, 1993). Studies in administering recombinant adenovirus to different tissues include trachea instillation (Rosenfeld *et al.*, 1991; Rosenfeld *et al.*, 1992), muscle  
5 injection (Ragot *et al.*, 1993), peripheral intravenous injections (Herz and Gerard, 1993), intranasal inoculation (Ginsberg *et al.*, 1991), aerosol administration to lung (Bellon, 1996) intraperitoneal administration (Song *et al.*, 1997), Intrapleural injection (Elshami *et al.*, 1996) administration to the bladder using intravesicular administration (Werthman, *et al.*, 1996), Subcutaneous injection including intraperitoneal,  
10 intrapleural, intramuscular or subcutaneously) (Ogawa, 1989) ventricular injection into myocardium (heart, French *et al.*, 1994), liver perfusion (hepatic artery or portal vein, Shiraishi *et al.*, 1997) and stereotactic inoculation into the brain (Le Gal La Salle *et al.*, 1993).

15       **Retrovirus.** The retroviruses are a group of single-stranded RNA viruses characterized by an ability to convert their RNA to double-stranded DNA in infected cells by a process of reverse-transcription (Coffin, 1990). The resulting DNA then stably integrates into cellular chromosomes as a provirus and directs synthesis of viral proteins. The integration results in the retention of the viral gene sequences in the  
20 recipient cell and its descendants. The retroviral genome contains three genes, *gag*, *pol*, and *env* that code for capsid proteins, polymerase enzyme, and envelope components, respectively. A sequence found upstream from the *gag* gene contains a signal for packaging of the genome into virions. Two long terminal repeat (LTR) sequences are present at the 5' and 3' ends of the viral genome. These contain strong  
25 promoter and enhancer sequences and are also required for integration in the host cell genome (Coffin, 1990).

In order to construct a retroviral vector, a nucleic acid encoding a gene of interest is inserted into the viral genome in the place of certain viral sequences to  
30 produce a virus that is replication-defective. In order to produce virions, a packaging cell line containing the *gag*, *pol*, and *env* genes but without the LTR and packaging components is constructed (Mann *et al.*, 1983). When a recombinant plasmid containing a cDNA, together with the retroviral LTR and packaging sequences is

introduced into this cell line (by calcium phosphate precipitation for example), the packaging sequence allows the RNA transcript of the recombinant plasmid to be packaged into viral particles, which are then secreted into the culture media (Nicolas and Rubenstein, 1988; Temin, 1986; Mann *et al.*, 1983). The media containing the recombinant retroviruses is then collected, optionally concentrated, and used for gene transfer. Retroviral vectors are able to infect a broad variety of cell types. However, integration and stable expression require the division of host cells (Paskind *et al.*, 1975).

10 A novel approach designed to allow specific targeting of retrovirus vectors was recently developed based on the chemical modification of a retrovirus by the chemical addition of lactose residues to the viral envelope. This modification could permit the specific infection of hepatocytes *via* asialoglycoprotein receptors.

15 A different approach to targeting of recombinant retroviruses was designed in which biotinylated antibodies against a retroviral envelope protein and against a specific cell receptor were used. The antibodies were coupled *via* the biotin components by using streptavidin (Roux *et al.*, 1989). Using antibodies against major histocompatibility complex class I and class II antigens, they demonstrated the infection of a variety of human cells that bore those surface antigens with an ecotropic virus *in vitro* (Roux *et al.*, 1989).

25 There are certain limitations to the use of retrovirus vectors in all aspects of the present invention. For example, retrovirus vectors usually integrate into random sites in the cell genome. This can lead to insertional mutagenesis through the interruption of host genes or through the insertion of viral regulatory sequences that can interfere with the function of flanking genes (Varmus *et al.*, 1981). Another concern with the use of defective retrovirus vectors is the potential appearance of wild-type replication-competent virus in the packaging cells. This can result from recombination events in which the intact- sequence from the recombinant virus inserts upstream from the gag, pol, env sequence integrated in the host cell genome. However, new packaging cell lines are now available that should greatly decrease the likelihood of recombination (Markowitz *et al.*, 1988; Hersdorffer *et al.*, 1990).

*Herpesvirus.* Because herpes simplex virus (HSV) is neurotropic, it has generated considerable interest in treating nervous system disorders. Moreover, the ability of HSV to establish latent infections in non-dividing neuronal cells without  
5 integrating in to the host cell chromosome or otherwise altering the host cell's metabolism, along with the existence of a promoter that is active during latency makes HSV an attractive vector. And though much attention has focused on the neurotropic applications of HSV, this vector also can be exploited for other tissues given its wide host range.

10

Another factor that makes HSV an attractive vector is the size and organization of the genome. Because HSV is large, incorporation of multiple genes or expression cassettes is less problematic than in other smaller viral systems. In addition, the availability of different viral control sequences with varying  
15 performance (temporal, strength, etc.) makes it possible to control expression to a greater extent than in other systems. It also is an advantage that the virus has relatively few spliced messages, further easing genetic manipulations.

HSV also is relatively easy to manipulate and can be grown to high titers. Thus, delivery is less of a problem, both in terms of volumes needed to attain  
20 sufficient MOI and in a lessened need for repeat dosings. For a review of HSV as a gene transfer vector, see Glorioso *et al.* (1995).

HSV, designated with subtypes 1 and 2, are enveloped viruses that are among  
25 the most common infectious agents encountered by humans, infecting millions of human subjects worldwide. The large, complex, double-stranded DNA genome encodes for dozens of different gene products, some of which derive from spliced transcripts. In addition to virion and envelope structural components, the virus encodes numerous other proteins including a protease, a ribonucleotides reductase, a  
30 DNA polymerase, a ssDNA binding protein, a helicase/primase, a DNA dependent ATPase, a dUTPase and others.

HSV genes form several groups whose expression is coordinately regulated and sequentially ordered in a cascade fashion (Honess and Roizman, 1974; Honess and Roizman 1975; Roizman and Sears, 1995). The expression of  $\alpha$  genes, the first set of genes to be expressed after infection, is enhanced by the virion protein number 16, or  $\alpha$ -transducing factor (Post *et al.*, 1981; Batterson and Roizman, 1983). The expression of  $\beta$  genes requires functional  $\alpha$  gene products, most notably ICP4, which is encoded by the  $\alpha 4$  gene (DeLuca *et al.*, 1985).  $\gamma$  genes, a heterogeneous group of genes encoding largely virion structural proteins, require the onset of viral DNA synthesis for optimal expression (Holland *et al.*, 1980).

In line with the complexity of the genome, the life cycle of HSV is quite involved. In addition to the lytic cycle, which results in synthesis of virus particles and, eventually, cell death, the virus has the capability to enter a latent state in which the genome is maintained in neural ganglia until some as of yet undefined signal triggers a recurrence of the lytic cycle. Avirulent variants of HSV have been developed and are readily available for use in gene transfer contexts (U.S. Patent 5,672,344).

**Adeno-Associated Virus.** Recently, adeno-associated virus (AAV) has emerged as a potential alternative to the more commonly used retroviral and adenoviral vectors. While studies with retroviral and adenoviral mediated gene transfer raise concerns over potential oncogenic properties of the former, and immunogenic problems associated with the latter, AAV has not been associated with any such pathological indications.

In addition, AAV possesses several unique features that make it more desirable than the other vectors. Unlike retroviruses, AAV can infect non-dividing cells; wild-type AAV has been characterized by integration, in a site-specific manner, into chromosome 19 of human cells (Kotin and Berns, 1989; Kotin *et al.*, 1990; Kotin *et al.*, 1991; Samulski *et al.*, 1991); and AAV also possesses anti-oncogenic properties (Ostrove *et al.*, 1981; Berns and Giraud, 1996). Recombinant AAV genomes are constructed by molecularly cloning DNA sequences of interest between the AAV

ITRs, eliminating the entire coding sequences of the wild-type AAV genome. The AAV vectors thus produced lack any of the coding sequences of wild-type AAV, yet retain the property of stable chromosomal integration and expression of the recombinant genes upon transduction both *in vitro* and *in vivo* (Berns, 1990; Berns and Bohensky, 1987; Bertran *et al.*, 1996; Kearns *et al.*, 1996; Ponnazhagan *et al.*, 1997a). Until recently, AAV was believed to infect almost all cell types, and even cross species barriers. However, it now has been determined that AAV infection is receptor-mediated (Ponnazhagan *et al.*, 1996; Mizukami *et al.*, 1996).

AAV utilizes a linear, single-stranded DNA of about 4700 base pairs. Inverted terminal repeats flank the genome. Two genes are present within the genome, giving rise to a number of distinct gene products. The first, the *cap* gene, produces three different virion proteins (VP), designated VP-1, VP-2 and VP-3. The second, the *rep* gene, encodes four non-structural proteins (NS). One or more of these *rep* gene products is responsible for transactivating AAV transcription. The sequence of AAV is provided by Srivastava *et al.* (1983), and in U.S. Patent 5,252,479 (entire text of which is specifically incorporated herein by reference).

The three promoters in AAV are designated by their location, in map units, in the genome. These are, from left to right, p5, p19 and p40. Transcription gives rise to six transcripts, two initiated at each of three promoters, with one of each pair being spliced. The splice site, derived from map units 42-46, is the same for each transcript. The four non-structural proteins apparently are derived from the longer of the transcripts, and three virion proteins all arise from the smallest transcript.

AAV is not associated with any pathologic state in humans. Interestingly, for efficient replication, AAV requires "helping" functions from viruses such as herpes simplex virus I and II, cytomegalovirus, pseudorabies virus and, of course, adenovirus. The best characterized of the helpers is adenovirus, and many "early" functions for this virus have been shown to assist with AAV replication. Low level expression of AAV *rep* proteins is believed to hold AAV structural expression in check, and helper virus infection is thought to remove this block.



*Vaccinia Virus*. Vaccinia virus vectors have been used extensively because of the ease of their construction, relatively high levels of expression obtained, wide host range and large capacity for carrying DNA. Vaccinia contains a linear, double-stranded DNA genome of about 186 kb that exhibits a marked "A-T" preference. Inverted terminal repeats of about 10.5 kb flank the genome. The majority of essential genes appear to map within the central region, which is most highly conserved among poxviruses. Estimated open reading frames in vaccinia virus number from 150 to 200. Although both strands are coding, extensive overlap of reading frames is not common.

At least 25 kb can be inserted into the vaccinia virus genome (Smith and Moss, 1983). Prototypical vaccinia vectors contain transgenes inserted into the viral thymidine kinase gene *via* homologous recombination. Vectors are selected on the basis of a tk-phenotype. Inclusion of the untranslated leader sequence of encephalomyocarditis virus, the level of expression is higher than that of conventional vectors, with the transgenes accumulating at 10% or more of the infected cell's protein in 24 h (Elroy-Stein *et al.*, 1989).

#### c. Selection Methods

Primary mammalian cell cultures may be prepared in various ways. In order for the cells to be kept viable while *in vitro* and in contact with the expression construct, it is necessary to ensure that the cells maintain contact with the correct ratio of oxygen and carbon dioxide and nutrients but are protected from microbial contamination. Cell culture techniques are well documented and are disclosed herein by reference (Freshner, 1992).

One embodiment of the foregoing involves the use of gene transfer to immortalize cells for the production of proteins. The gene for the protein of interest may be transferred as described above into appropriate host cells followed by culture of cells under the appropriate conditions. The gene for virtually any polypeptide may be employed in this manner. The generation of recombinant expression vectors, and the elements included therein, are discussed above. Alternatively, the protein to be produced may be an endogenous protein normally synthesized by the cell in question.

Examples of useful mammalian host cell lines are Vero and HeLa cells and cell lines of Chinese hamster ovary, W138, BHK, COS-7, 293, HepG2, NIH3T3, RIN and MDCK cells. In addition, a host cell strain may be chosen that modulates the expression of the inserted sequences, or modifies and process the gene product in the manner desired. Such modifications (*e.g.*, glycosylation) and processing (*e.g.*, cleavage) of protein products may be important for the function of the protein. Different host cells have characteristic and specific mechanisms for the post-translational processing and modification of proteins. Appropriate cell lines or host systems can be chosen to insure the correct modification and processing of the foreign protein expressed.

Thus, following introduction of the expression construct into the cells, expression of the reporter gene can be determined by conventional means. Any assay which detects a product of the reporter gene, either by directly detecting the protein encoded by the reporter gene or by detecting an enzymatic product of a reporter gene-encoded enzyme, is suitable for use in the present invention. Assays include colorimetric, fluorimetric, or luminescent assays or even, in the case of protein tags, radioimmunoassays or other immunological assays. Transfection efficiency can be monitored by co-transfecting an expression construct comprising a constitutively active promoter operably linked to a reporter gene.

A number of selection systems may be used including, but not limited to, HSV thymidine kinase, hypoxanthine-guanine phosphoribosyltransferase and adenine phosphoribosyltransferase genes, in *tk-*, *hgppt-* or *aprt-* cells, respectively. Also, anti-metabolite resistance can be used as the basis of selection for *dhfr*, that confers resistance to; *gpt*, that confers resistance to mycophenolic acid; *neo*, that confers resistance to the aminoglycoside G418; and *hygro*, that confers resistance to hygromycin.

Animal cells can be propagated *in vitro* in two modes: as non-anchorage dependent cells growing in suspension throughout the bulk of the culture or as

anchorage-dependent cells requiring attachment to a solid substrate for their propagation (*i.e.*, a monolayer type of cell growth).

### G. Examples

5       The following examples are included to demonstrate preferred embodiments of the invention. It should be appreciated by those of skill in the art that the techniques disclosed in the examples which follow represent techniques discovered by the inventor to function well in the practice of the invention, and thus can be considered to constitute preferred modes for its practice. However, those of skill in  
10       the art should, in light of the present disclosure, appreciate that many changes can be made in the specific embodiments which are disclosed and still obtain a like or similar result without departing from the spirit and scope of the invention.

#### EXAMPLE 1

##### 15       Materials and Methods

**Preparation of primary rat cardiomyocytes.** Cardiomyocyte cultures are prepared by dissociation of 1-day old neonatal rat hearts and were differentially plated to remove fibroblasts. To induce the hypertrophic response, AngII and PE are added  
20       to cardiomyocyte cultures at 10 nM and 10  $\mu$ M, respectively, in serum-free M199 media. The culture media containing either agonist is changed every 12 hours for a period of 72 hours.

**Immunocytochemistry.** To visualize sarcomeric organization in primary  
25       cardiomyocytes, anti- $\alpha$ -actinin mouse monoclonal antibody is used (Sigma). Cells are washed in 1X PBS, fixed in 3.7% paraformaldehyde for 5 minutes, washed three times with 1X PBS and then pre-blocked in 1X PBS containing 2% horse serum, 2% BSA, and 0.1% NP40 for 30 minutes. Anti- $\alpha$ -actinin antibody is added at a dilution of 1:800 in fresh pre-block solution and incubated for an additional 30 minutes.  
30       Subsequently, cells are washed three times in 1X PBS with 0.1% NP40. Anti-mouse TRITC-conjugated secondary antibody is then added at a dilution of 1:400 for 30 minutes in pre-block solution and the cells are again washed three times in 1X PBS

containing 0.1% NP40. Nuclear staining for DNA is performed with 0.5 µg/ml of bis-benzimide in PBS for 15 min followed by three rinses with PBS.

5       **RNA analysis.** Total RNA was collected and purified with Triazol reagent (Gibco BRL) as recommended. RNA from wild-type and transgenic hearts, as well as from cultured cardiomyocytes, was subjected to dot blot hybridization against a panel of oligonucleotide probes as described previously (Jones *et al.*, 1996).

10       **Histology.** Hearts from wild-type and transgenic mice were subjected to histological analysis. Briefly, hearts were collected, fixed overnight in 10% formalin buffered with PBS, dehydrated in ethanol, transferred to xylene then into paraffin. Paraffin-embedded hearts were sectioned at 4 µM and subsequently stained with hematoxylin and eosin for routine histologic examination or with Masson trichrome for collagen (Woods and Ellis, 1994).

15

## EXAMPLE 2

### The Role of MEF2 in Cardiac Gene Expression.

20       **Structure-function studies.** There are four vertebrate MEF2 genes, whose products are schematized in FIG. 1. Through extensive mutational analyses, the functional domains of the MEF2 proteins have been characterized (Molkentin *et al.*, 1995; Martin *et al.*, 1993; Molkentin *et al.*, 1996a; 1996b). These studies demonstrate that the N-terminal MADS-box mediates DNA binding and dimerization. The adjacent MEF2 domain influences DNA binding affinity and interactions with myogenic bHLH proteins, and the C-terminal regions of the MEF2 factors contain multiple independent transcriptional activation domains.

30       **Cooperative activation of muscle transcription by MEF2 and myogenic bHLH factors.** In the skeletal muscle lineage, MEF2 acts combinatorially with members of the MyoD family of bHLH transcription factors to activate muscle gene transcription. It has been demonstrated that the MADS-box of the MEF2 proteins interacts directly with the bHLH regions of the myogenic factors (Molkentin *et al.*, 1995). This biochemical model for combinatorial control of muscle gene expression

by MEF2 factors is supported by genetic studies in *Drosophila*, which have shown that MEF2 is an essential cofactor for differentiation of all types of myoblasts, skeletal, cardiac and visceral (Lilly *et al.*, 1995; Bour *et al.*, 1995).

5        **MEF2 phosphorylation.** Phosphopeptide mapping studies demonstrate that MEF2 factors contain multiple phosphorylation sites. It is shown that a casein kinase-II (CKII) site in the MADS-box enhances the affinity of MEF2C for DNA (Molkentin *et al.* 1996c). This site is conserved in all known MEF2 proteins in organisms ranging from *Drosophila* and *C. elegans* to humans, consistent with its importance for  
10 MEF2 function. It has not yet been determined whether this site is subject to regulated phosphorylation. A schematic diagram of MEF2C and the phosphorylation sites that have been defined to date are shown in FIG. 3.

Also it is shown that the transcriptional activity of MEF2C is dramatically  
15 enhanced in the presence of activated PKC. Transfection of fibroblasts with a MEF2-dependent reporter gene, along with expression vectors for MEF2C and an activated form of PKC, results in a greater than 10-fold increase in transcriptional activity with no apparent increase in DNA binding. These results suggest that may MEF2C mediate certain transcriptional effects of PKC.

20        **MEF2 gene knockouts.** By gene targeting, the four MEF2 genes in ES cells and transgenic mice are inactivated. Mice lacking MEF2C die at E9.5 from severe cardiovascular defects that include the absence of a right ventricle and the failure of the vascular system to form (Lin *et al.*, 1997). In addition, a subset of cardiac  
25 contractile protein genes, including  $\alpha$ -MHC,  $\alpha$ -cardiac actin, and ANF, fail to be expressed in the developing heart. In contrast, several other cardiac genes, such as myosin light chains 2A and -2V, are expressed at normal levels in the hearts of MEF2C mutant embryos, indicating that they were MEF2C-independent. Since these genes also contain essential MEF2 binding sites in their promoters, it is likely that  
30 another member of the MEF2 family can support their expression in the absence of MEF2C. MEF2B is coexpressed with MEF2C in the early heart and is upregulated in MEF2C mutant embryos, making it a likely candidate for playing a partially overlapping role with MEF2C. The finding that a subset of cardiac genes is

dependent on MEF2C indicates that muscle genes can discriminate between different members of the MEF2 family.

### EXAMPLE 3

#### 5 Induction of MEF2 activity *in vitro* by hypertrophic signaling.

10 In light of the ability of MEF2 to respond to calcium-dependent signal transduction pathways in T cells, the inventors have investigated whether the same pathways also activate MEF2 in cardiomyocytes. As shown in FIG. 4, activated calcineurin or CaMKIV can upregulate a MEF2-dependent luciferase reporter gene in transfected cardiomyocytes and together these calcium-sensitive signaling enzymes synergistically activate MEF2-dependent gene expression. In DNA binding assays, an increase in MEF2 DNA binding activity in response to activated calcineurin and CaMKIV is not observed suggesting that the increase in MEF2 transcriptional activity  
15 reflects a post-translational mechanism. When the C-terminus of MEF2C, which contains the transcription activation domains (TADs), but lacks the MADS and MEF2 domains required for DNA binding and dimerization, is fused to the DNA binding domain of the yeast transcription factor GAL4, the resulting GAL4-MEF2C fusion protein retains sensitivity to calcineurin and CaMKIV. This GAL4-MEF2C fusion  
20 protein is also activated by stimulation of cardiomyocytes with the hypertrophic agonist phenylephrine (PE). Together, these results demonstrate that the transcription activation domain of MEF2C is a nuclear target for hypertrophic signaling pathways.

**EXAMPLE 4****Creation of MEF2 indicator mice.**

The *in vitro* assays support the conclusion that MEF2 is an important downstream target for hypertrophic signaling pathways in cardiomyocytes. To extend these observations to an *in vivo* setting, in which the time course for hypertrophic stimulation is prolonged and the physiology of an intact heart is distinct from cultured cardiomyocytes, a sensitive and specific strain of mice that faithfully reveal MEF2 activation in the heart by activation of a *lacZ* transgene has been developed. These mice were created using a transgene in which three tandem copies of the MEF2 site from the desmin gene were cloned upstream of the heat shock protein (hsp)-68 promoter, which is expressed at a basal level in all cells, and a *lacZ* reporter (FIG. 5). The sequence of the MEF2 site used to create this construct is:

GGCCTTTCCTTCTCCTCTATAAATACCAGCTCTGGTATTTC

The MEF2 site is underlined in the above sequence. The inventors have characterized the expression pattern of this transgene throughout pre- and postnatal life. During embryogenesis, the MEF2 site-dependent transgene is expressed in developing muscle cell lineages (FIG. 6), consistent with the importance of MEF2 factors for activation of cardiac, skeletal, and smooth muscle gene expression. However, after birth, expression of the transgene is downregulated to levels that are undetectable by colorimetric *lacZ* staining of tissues.

**EXAMPLE 5****Cardiac hypertrophy *in vivo* in response to activated CaMKIV expression.**

In light of the ability of CaM kinases I and IV to induce hypertrophic-responsive promoters in primary cardiomyocytes, studies were extended to investigate whether CaM kinase signaling could also induce cardiac hypertrophy *in vivo*. Transgenic mice were generated with a transgene encoding activated CaMKIV under control of the  $\alpha$ -MHC promoter.

Four independent mouse lines bearing the  $\alpha$ -MHC-CaMKIV transgene were obtained. Three lines had a single copy of the transgene and one line had 3 copies. Founder transgenic mice were bred to C57BL/6 mice to generate F1 offspring. Transgene expression was determined by Northern analysis using a probe specific to the 3' untranslated region of exogenous CaMKIV. Each of the transgenic lines expressed the CaMKIV transgene in the heart.

Examination of the hearts of these mice beginning at 1 month of age revealed dramatic enlargement. The heart weight-to-body weight ratios of the transgenics were reproducibly 2-fold greater than wild-type at one month of age and the rate of progression of cardiac disease was similar in all four transgenic lines. An additional transgenic mouse with an estimated 50 copies of the transgene died at 3 weeks of age and showed extreme dilated cardiomyopathy. The early lethality in this animal and the fact that viable transgenic lines had only 1 to 3 copies of the transgene may indicate that activated CaMKIV is a highly potent hypertrophic stimulus that can only be tolerated at relatively low levels.

Histological analysis of transgenic hearts showed obvious cardiomyocyte enlargement and disorganization (FIG. 7). By 2 months of age, extensive interstitial fibrosis was observed by Masson-trichrome staining. In contrast to mice that express activated calcineurin in the heart, and develop dilated cardiomyopathy by 8 weeks of age and then become highly prone to sudden death,  $\alpha$ -MHC-CaMKIV did not progress to a dilated cardiac phenotype and exhibited a normal lifespan. The extent of hypertrophic growth was also less and the time course delayed in CaMKIV compared to calcineurin transgenic mice.



**EXAMPLE 6****Upregulation of fetal cardiac genes in hearts of  $\alpha$ -MHC-CaMKIV transgenic mice.**

5       The inventors examined expression of several hypertrophic-responsive cardiac genes in CaMKIV transgenic mice by Northern analysis of RNA from heart. ANF transcripts were upregulated, whereas  $\alpha$ -MHC transcripts were downregulated in hypertrophic transgenic hearts, consistent with the changes in gene expression known to occur in hypertrophic hearts. GAPDH transcripts were measured to confirm  
10       equivalent RNA loading of samples.

**EXAMPLE 7****Altered cardiac function in  $\alpha$ -MHC-CaMKIV transgenic mice.**

15       Using transthoracic echocardiography, cardiac function was characterized in  $\alpha$ -MHC-CaMKIV transgenic mice. As summarized in Table 1, there was a dramatic and statistically significant increase in left ventricular mass and an accompanying decrease in fractional shortening in transgenic compared to control littermates. These changes are indicative of hypertrophy progressing to heart failure.

20

**Table 1. Echocardiographic Analysis**

	<b>LV Mass</b>	<b>Fractional Shortening</b>
<b>Nontransgenic</b>	<b>0.089 +/- 0.005</b>	<b>46.80 +/- 1.38</b>
<b>CaMKIV Transgenic</b>	<b>0.127 +/- 0.01</b>	<b>29.38 +/- 4.04</b>

p>0.005 for LV mass

25

p>0.001 for FS

**EXAMPLE 8****CaMKIV enhances the transcriptional activity of MEF2 *in vivo*.**

5 The inventors have found previously that CaMKIV stimulates transcriptional activity of MEF2 factors in transfected cardiomyocytes. To determine whether activation of CaMKIV in the intact heart *in vivo* also leads to an increase in transcriptional activity of MEF2, a line of transgenic mice bearing a lacZ reporter gene under control of three tandem copies of a high-affinity MEF2 site was used. The expression of this MEF2-dependent reporter gene mirrors that of transcriptionally  
10 active MEF2 proteins throughout embryogenesis, but after birth, expression of the transgene is reduced to low levels, presumably because MEF2 proteins are also less active at this stage (Naya et al., 1999).

15 In the adult heart, the MEF2-dependent lacZ transgene is expressed at a basal level. However, when the transgene was introduced into the transgenic line bearing the aMHC-CaMKIV transgene, lacZ expression was dramatically upregulated with hypertrophy (FIG. 8). Quantitative b-galactosidase assays showed a greater than 100-fold increase in transcriptional activity of MEF2 in the hypertrophic heart.

20 To determine whether upregulation of MEF2-lacZ expression was a specific response to CaMKIV signaling or, alternatively, a general response to hypertrophy, the MEF2 indicator mice were bred with a line of mice harboring an aMHC-calcineurin transgene. The degree of hypertrophy in these mice is much more pronounced than in CaMKIV transgenics, with hearts becoming enlarged to about 3  
25 times greater than normal by two months of age. In contrast to the dramatic and homogeneous activation of the lacZ transgene throughout the hearts of CaMKIV transgenic mice, lacZ expression was observed only in scattered clusters of cardiomyocytes in calcineurin transgenic mice. Thus, despite the fact that calcineurin was a much more potent inducer of hypertrophy than CaMKIV, it was a much weaker  
30 inducer of the MEF2-lacZ transgene. The inventors conclude that MEF2 responds specifically to CaMKIV signaling in the intact heart.

**EXAMPLE 9**

**CaMKIV stimulates transcriptional activity of MEF2 without affecting DNA binding activity.**

5       The increase in expression of the MEF2-dependent lacZ transgene in response to CaMKIV could reflect an increase in MEF2 protein or an increase in transcriptional activity of preexisting MEF2 protein. To distinguish between these possibilities, western blots and gel mobility shift assays were performed with nuclear extracts from hearts of wild-type and CaMKIV transgenic littermates. The level of MEF2 DNA  
10       binding activity was comparable in cardiac extracts from wild-type, CaMKIV transgenics, and calcineurin transgenics. These results are consistent with those from primary cardioof MEF2. Thus, MEF2 receives hypertrophic signals through two distinct domains and subsequently activates downstream hypertrophic genes.

15

**EXAMPLE 10**

**Localization of the MEF2-interaction region of HDAC 4 and 5 with the yeast two-hybrid system.**

20       Using the yeast two-hybrid system, inventors localized the MEF2/HDAC 4 and 5 binding region. MEF2 baits used in the two-hybrid screens were GAL4-MEF2(1-86) and MEF2(1-117)-GAL4 (FIG. 9A). FIG. 9A shows HDACs 4 and 5 and the different regions of the proteins encoded by cDNAs rescued as "prey" in the two-hybrid screens. An 18 amino acid region in the N-terminal domains of both HDAC 4 and 5 comprises the MEF2-binding domain. This domain is absent in  
25       HDAC1, 2, 3 and 6 (FIG. 10).

**EXAMPLE 11**

**HDAC 4 and HDAC 5 bind to MEF2 and Repress MEF2 activity**

30       Cos cells were transiently transfected with expression vectors encoding HDACs with a Flag epitope, as indicated, and MEF2 A, C, or D. Cells were then lysed and extracts immunoprecipitated with anti-Flag antibody, followed by anti-MEF2 or anti-Flag western blot (FIG. 12). The top panel shows the results of anti-

MEF2 western blots. HDACs 4 and 5, but not HDACs 1 or 3, interact with each MEF2 factor. The bottom panel shows the results of anti-Flag western blots and demonstrates the presence of comparable amounts of exogenous HDAC protein in each extract. These results indicate that both HDAC 4 and HDAC 5 interact with MEF2. A schematic diagram of the experiment is shown at the bottom.

Similarly, Cos cells were transiently transfected with expression vectors encoding HDAC 4, HDAC 5 or a deletion mutant lacking the N-terminus (HDAC 5-ΔN) with a Flag epitope and MEF2C. Cells were then lysed and extracts immunoprecipitated with anti-Flag antibody, followed by anti-MEF2 western blot (FIG. 13). The top panel shows the results of anti-Flag immunoprecipitation followed by anti-MEF2 western blot. The bottom panel shows the results of anti-MEF2 western blot without an immunoprecipitation reaction and demonstrates the presence of comparable amounts of exogenous HDAC protein in each extract. These data demonstrate that the N-terminus of HDAC 5 is required for an interaction between HDAC 5 and MEF2. A schematic diagram of the experiment is shown at the bottom.

In another example, Cos cells were transiently transfected with the MEF2 reporter plasmid, MEF2x2-luciferase, along with expression vectors encoding the indicated MEF2 factor, HDAC isoform or HDAC 5 lacking the amino-terminal MEF2 binding domain (FIG. 14). These data demonstrate that HDACs 4 and 5 repress transcriptional activity of MEF2A, MEF2C, and MEF2D. Replacement of the MEF2 transcription activation domain with VP16 reduces the ability of HDAC to repress. Also, HDAC 5 lacking the amino-terminus (HDAC 5ΔN) cannot repress.

The effects of HDAC 5 on activation of MEF2 by different signaling pathways were investigated. 10T1/2 fibroblasts were transiently transfected with a GAL4-dependent luciferase reporter (G5-luc) along with expression vectors encoding full length MEF2C fused to the GAL4 DNA binding domain (GAL-MEF2C) and vectors encoding the indicated signaling molecules. Two days later, cells were harvested and luciferase activity was measured (FIG. 15). It was observed, that HDAC 5 blocks MEF2 activation in response to MKK6, calcineurin (CN) and CaM kinases.

It was demonstrated also that activated CaMKIV and MAP kinase MKK6 activate different domains of MEF2C. 10T1/2 cells were transiently transfected with a GAL4-dependent luciferase reporter and full length MEF2C fused to GAL4 (GAL4-MEF2C) or the carboxyl-terminal transactivation domain fused to GAL4 (GAL4-MEF2C-TAD) in the presence of the indicated HDACs (FIG. 16). HDAC 4 and HDAC 5 repress full length MEF2C, but not the MEF2C transcription activation domain because it lacks the HDAC binding motif.

A schematic diagram showing the disruption of MEF2-HDAC interaction by hypertrophic signals is depicted in FIG. 17. Binding of HDAC 4 or 5 to MEF2 results in repression of MEF2- dependent genes in cardiomyocytes. Upon stimulation of cardiomyocytes with hypertrophic signals that activate CaM kinases, HDACs 4 and 5 are dissociated from MEF2 and downstream genes are activated, leading to hypertrophy.

## EXAMPLE 12

### Subcellular Localization of HDACS

The present inventors have shown that activation of CaM kinase signaling stimulates MEF2 activity and overcomes the inhibitory effects of HDACs. By immunoprecipitation experiments, they also have shown that activated CaM kinase acts by dissociating HDAC from MEF2, thereby enabling MEF2 to switch on its target genes involved in growth and hypertrophy. Deletion mapping experiments showed that HDACs are the target for the CaM kinase signal. In light of the ability of activated CaMK to overcome HDAC-mediated repression of MEF2 and dissociate the HDAC-MEF2 complex, the inventors chose to further investigate whether CaMK signaling also altered the subcellular distribution of HDAC 5 (FIG. 19).

In the absence of activated CaMK, MEF2C and HDAC 5 were coexpressed exclusively in the nucleus. In the contrast, HDAC 5 was cytoplasmic in cells expressing a constitutively active form of CaMKI or CaMKIV. MEF2C remained

nuclear in CaMK-expressing cells, consistent with the finding that CaMK signaling disrupts MEF2-HDAC complexes and stimulates MEF2 dependent transcription.

5 In principle, nuclear exclusion of HDAC 5 could result from inhibition of nuclear import or stimulation of nuclear export. To distinguish between these possibilities, the subcellular distribution of an HDAC 5-green fluorescent protein (GFP) chimeric molecule was monitored in cells exposed to leptomycinB, a fungal toxin that blocks nuclear export. In CaMK1 expressing cells, HDAC 5 is localized to the cytoplasm. Treatment of CaMK1-expressing cells with leptomycinB resulted in  
10 translocation of HDAC 5 from the cytoplasm to the nucleus with a time course of 4 hours. These results demonstrate that nuclear import is unaffected by CaMK signaling and show that CaMK signaling stimulates nuclear export of HDAC 5.

To identify sequences in HDAC 5 that control nuclear localization and  
15 responses to CaMK signaling, the inventors created a series of carboxyl-terminal truncation mutants of HDAC 5 and examined their subcellular distribution by indirect immunofluorescence. An analysis of approximately 18 mutants localized a specific region between residues 259 and 661 responsible for CaMK-dependent nuclear export. Phosphorylation mapping experiments, combined with extensive  
20 mutagenesis, identified three key phosphorylation sites in HDAC 5 (serines 259, 498, and 661), which can be phosphorylated in response to CaMK activation. Subsequent mutagenesis experiments demonstrated that serine 498 is the key amino acid responsible for detachment of HDAC from MEF2 following CaMK-dependent phosphorylation (FIG. 20).

25 To investigate the mechanisms that regulate CaMK-dependent phosphorylation and dissociation of HDAC 5 from MEF2, the inventors used amino-terminal portions of HDACs 4 and 5 as "baits" in two-hybrid screens of cDNA libraries in yeast to find interacting regulatory proteins. These studies resulted in the  
30 identification of over 100 cDNAs encoding different isoforms of the chaperone protein 14-3-3. Previous studies have demonstrated that 14-3-3 proteins bind to phosphoserine residues, and thus serve as intracellular phosphorylation-dependent chaperone proteins. Additional mutational analyses have shown that 14-3-3 binds

HDAC 5 when phosphorylated at serines 259 and 498. 14-3-3 will also recognize phosphorylated residue 661, which appears to be constitutively phosphorylated in yeast and was therefore responsible for the initial detection of this interaction.

5           According to the inventors current model, HDAC 5 exists in the nucleus as a complex with MEF2 to repress MEF2-dependent genes. Upon receipt of a CaMK signal, HDAC 5 is phosphorylated at residue 498 preventing its association with MEF2 and enabling its association with 14-3-3. Binding to 14-3-3 is then essential for escorting HDAC 5 from the nucleus to the cytoplasm (FIG. 21).

10           These experiments have pinpointed the precise molecular details of the mechanism through which hypertrophic signals involving CaMK can activate MEF2. They also suggest an assay for HDAC 5 kinases and for high throughput chemical screens to identify inhibitors of such kinases that are antihypertrophic. A schematic  
15           diagram of this type of assay is shown in FIG. 22. According to this assay, the region of HDAC 5 containing serine residues at 259 and 498 is fused to the GAL4 DNA binding domain and used as bait. This construct can then be expressed in yeast screens in which the GAL4 binding site is used to drive the expression of a LacZ reporter as well as positive or negative selectable markers. Plasmids containing 14-3-  
20           3 fused to the GAL4 transcription activation domain would also be introduced into the yeast strain, but they could not associate with HDAC 5 "bait" because serine 259 and 498 within HDAC 5 do not appear to be phosphorylated in yeast. Thus, interaction between the 14-3-3 "prey" and HDAC "bait" would require phosphorylation. Introduction of cDNA libraries from human hearts into yeast will identify kinases that  
25           phosphorylate HDAC on the basis of the ability to reconstitute the interaction between 14-3-3 and HDAC. In addition, this same system can be used for high throughput drug screens to identify antihypertrophic compounds that perturb this same interaction.

30

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All of the compositions and methods disclosed and claimed herein can be made and executed without undue experimentation in light of the present disclosure.

While the compositions and methods of this invention have been described in terms of preferred embodiments, it will be apparent to those of skill in the art that variations may be applied to the compositions and methods and in the steps or in the sequence of steps of the method described herein without departing from the concept, spirit and scope of the invention. More specifically, it will be apparent that certain agents which are both chemically and physiologically related may be substituted for the agents described herein while the same or similar results would be achieved. All such similar substitutes and modifications apparent to those skilled in the art are deemed to be within the spirit, scope and concept of the invention as defined by the appended claims.



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The following references, to the extent that they provide exemplary procedural or other details supplementary to those set forth herein, are specifically incorporated  
5 herein by reference.

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## WHAT IS CLAIMED IS:

1. A method for identifying an inhibitor of cardiac hypertrophy, comprising:
  - 5 (a) providing a source of HDAC 4 or HDAC 5 enzyme;
  - (b) contacting said enzyme with a candidate substance;
  - (c) determining the enzyme function in step (b); and
  - (d) comparing the enzyme function in step (c) with the enzyme function of  
said enzyme in the absence of said candidate substance,
- 10 wherein increased enzyme function in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as an inhibitor of cardiac hypertrophy.
- 15 2. The method of claim 1, wherein the enzyme is purified HDAC 4.
3. The method of claim 1, wherein the enzyme is purified HDAC 5.
- 20 4. The method of claim 1, wherein the enzyme is a mixture of HDAC 4 and 5.
5. The method of claim 4, wherein the mixture is in a cardiac cell.
- 25 6. The method of claim 5, wherein the cardiac cell is in an experimental animal.
7. The method of claim 2, wherein the enzyme function is determined by an *in vitro* deacetylation reaction.
- 30 8. The method of claim 3, wherein the enzyme function is determined by an *in vitro* deacetylation reaction.
9. The method of claim 5, wherein the enzyme function is determined by the histone acetylation state in said cell.

10. The method of claim 6, wherein the enzyme function is determined by histone acetylation state in said cardiac cells of said animal.
- 5 11. A method for identifying a modulator of gene expression in cardiac cells comprising:
- (a) providing a MEF2 HDAC binding region;
  - (b) contacting said MEF2 HDAC binding region with an HDAC 4 or 5  
10 MEF2 binding region and a candidate substance;
  - (c) determining the binding in step (b); and
  - (d) comparing the binding in step (c) with the binding of MEF2 HDAC binding region and HDAC 4 or 5 MEF2 binding region in the absence  
15 of said candidate substance,
- wherein a difference between binding in the presence and absence of said candidate substance identifies said candidate substances as a modulator of cardiac gene expression.
- 20 12. The method of claim 11, wherein the MEF2 HDAC binding region comprises 1-86 of MEF2.
13. The method of claim 12, wherein the MEF2 HDAC binding region comprises residues 1-117 of MEF2.
- 25 14. The method of claim 13, wherein the MEF2 HDAC binding region comprises full length MEF2.
15. The method of claim 11, wherein the HDAC 4 or 5 MEF2 binding region  
30 comprises residues 163-180 of HDAC 4 or residues 175-192 of HDAC 5.
16. The method of claim 15, wherein the HDAC 4 or 5 MEF2 binding region comprises full length HDAC.

17. The method of claim 11, wherein MEF2 HDAC binding region and HDAC 4 or 5 MEF2 binding regions contain, individually, a quenchable marker and a quenching agent.
- 5 18. The method of claim 14, wherein HDAC 4 or 5 MEF2 binding region is fused to a transcription factor, and said binding is measured by transcriptional activation of a reporter expression cassette.
- 10 19. The method of claim 18, wherein said reporter cassette encodes a detectable marker selected from the group consisting of  $\beta$ -galactosidase, *lacZ* and GFP luciferase.
- 15 20. A method for treating cardiac hypertrophy in an animal comprising providing at least one of HDAC 4 or 5 to cardiac tissue in said animal.
21. The method of claim 20, wherein both HDAC 4 and 5 are provided.
- 20 22. The method of claim 20, wherein said at least one of HDAC 4 or 5 is provided by transferring an expression cassette encoding HDAC 4 or HDAC 5, under the control of a promoter active in cardiac, into said cardiac tissue.
- 25 23. The method of claim 20, wherein said expression cassette is a viral expression vector and transferring is achieved by infection of said cardiac tissue with a viral particle containing said viral expression vector.
24. The method of claim 23, wherein said viral expression vector is derived from adenovirus, retrovirus, adeno-associated virus, herpesvirus and vaccinia virus.
- 30 25. The method of claim 20, further comprising the step of administering a traditional coronary heart disease drug formulation to said animal.

26. A method for treating cardiac hypertrophy in an animal comprising providing an HDAC 4 or 5 agonist to said animal.
27. The method of claim 26, wherein said agonist increases HDAC 4 or 5 synthesis.
28. The method of claim 26, wherein said agonist increases HDAC 4 or 5 stability.
29. The method of claim 26, wherein said agonist increase HDAC 4 or 5 activity.
30. The method of claim 26, further comprising the step of administering a traditional coronary heart disease drug formulation to said animal.
31. A method for identifying a subject at risk of developing cardiac hypertrophy comprising:
- (a) obtaining a biological sample from said subject; and
  - (b) assessing an HDAC 4 or 5 genotype in cells of said sample.
32. The method of claim 31, wherein said assessing comprises determining an HDAC 4 or 5 polynucleotide sequence.
33. The method of claim 32, wherein said polynucleotide sequence is a coding sequence.
34. The method of claim 31, wherein said assessing comprises determining an HDAC 4 or 5 RFLP pattern.
35. The method of claim 31, wherein said assessing comprises determining the size of an HDAC 4 or 5 transcript or gene.

36. The method of claim 31, wherein said assessing further comprises amplifying an HDAC 4 or 5 transcript or gene.
37. The method of claim 31, wherein the biological sample is cardiac tissue
38. An inhibitor of cardiac hypertrophy identified according to a method comprising:
- (a) providing a source of HDAC 4 or 5 enzyme;
  - (b) contacting said enzyme with a candidate substance;
  - (c) determining the enzyme function in step (b); and
  - (d) comparing the enzyme function in step (c) with the enzyme function of said enzyme in the absence of said candidate substance, wherein reduced enzyme function in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as an inhibitor of cardiac hypertrophy.
39. A method for identifying a modulator of gene expression in cardiac cells comprising:
- (a) providing a MEF2 HDAC binding region;
  - (b) contacting said MEF2 HDAC binding region with an HDAC 4 or 5 MEF2 binding region and a candidate substance;
  - (c) determining the binding in step (b);
  - (d) comparing the binding in step (c) with the binding of MEF2 HDAC binding region and HDAC 4 or 5 MEF2 binding region in the absence of said candidate substance, wherein a difference between binding in the presence and absence of said candidate substance identifies said candidate substances as a modulator of cardiac gene expression.
40. The method of claim 39, further comprising preparing the modulator.



41. A non-human transgenic animal lacking one or more functional alleles of HDAC 4 or 5.

5 42. The non-human transgenic animal of claim 41, wherein said animal lacks all functional alleles of HDAC 4 and 5.

43. The non-human transgenic animal of claim 41, wherein said non-human animal is selected from the group consisting of mouse, rat, rabbit, sheep, goat and cow.

10

44. The non-human transgenic animal of claim 41, further comprising a detectable marker gene under the control of MEF2 regulated promoter.

15 45. The non-human transgenic animal of claim 44, wherein said MEF2 regulated promoter is a NGFI-B promoter.

46. The non-human transgenic animal of claim 44, wherein said detectable marker gene is selected from the group consisting of  $\beta$ -galactosidase, luciferase and GFP luciferase.

20

47. A method of identifying a modulator of HDAC phosphorylation comprising:

- 25 (a) providing a source of an HDAC under conditions supporting phosphorylation of said HDAC;
- (b) contacting said HDAC with a candidate substance;
- (c) determining the phosphorylation state of one or more serine residues in said HDAC; and
- (d) comparing the phosphorylation state of the HDAC of step (c) with an HDAC in the presence of a candidate substance,

30

wherein a change in the phosphorylation state of said HDAC in the presence of said candidate substance, as compared to enzyme function in the absence of

said candidate substance, identifies said candidate substance as a modulator of HDAC phosphorylation.

- 5
48. The method of claim 47, wherein said HDAC is HDAC 5.
49. The method of claim 48, wherein said serine residues are selected from the group consisting of 259, 498 and 661.
- 10
50. The method of claim 49, wherein said serine residue is 259.
51. The method of claim 49, wherein said serine residue is 498.
52. The method of claim 49, wherein said serine residue is 661.
- 15
53. The method of claim 47, wherein the phosphorylation state is determined by said HDAC binding to 14-3-3.
54. The method of claim 53, wherein HDAC binding to 14-3-3 is determined by the ability of a GAL4 fusion of HDAC and a GAL4 fusion of 14-3-3 to initiate transcription of a marker gene.
- 20
55. The method of claim 54, wherein said marker gene is  $\beta$ -galactosidase, green fluorescent protein or luciferase.
- 25
56. The method of claim 47, wherein said HDAC is located in a host cell.
57. The method of claim 56, wherein said host cell is a yeast cell.
- 30
58. The method of claim 47, wherein the phosphorylation state is determined by determining subcellular localization of HDAC.
59. A method of preparing a modulator of HDAC phosphorylation comprising:

- 5
- (a) providing a source of an HDAC under conditions supporting phosphorylation of said HDAC;
- (b) contacting said HDAC with a candidate substance;
- (c) determining the phosphorylation state of one or more serine residues in said HDAC;
- 10 (d) comparing the phosphorylation state of the HDAC of step (c) with an HDAC in the presence of a candidate substance, wherein a change in the phosphorylation state of said HDAC in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as a modulator of HDAC phosphorylation; and
- (e) preparing the modulator.

15 60. The method of claim 59, wherein the HDAC is HDAC 4.

61. The method of claim 59, wherein the HDAC is HDAC 5.

62. A modulator of HDAC phosphorylation identified according to a method comprising:

- 20
- (a) providing a source of an HDAC under conditions supporting phosphorylation of said HDAC;
- (b) contacting said HDAC with a candidate substance;
- (c) determining the phosphorylation state of one or more serine residues in said HDAC; and
- 25 (d) comparing the phosphorylation state of the HDAC of step (c) with an HDAC in the presence of a candidate substance,

30 wherein a change in the phosphorylation state of said HDAC in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as a modulator of HDAC phosphorylation.

63. The method of claim 62, wherein the HDAC is HDAC 4.
64. The method of claim 62, wherein the HDAC is HDAC 5.
- 5 65. A method for preparing an inhibitor of cardiac hypertrophy, comprising:
- (a) providing a source of HDAC 4 or HDAC 5 enzyme;
  - (b) contacting said enzyme with a candidate substance;
  - (c) determining the enzyme function in step (b);
  - 10 (d) comparing the enzyme function in step (c) with the enzyme function of said enzyme in the absence of said candidate substance, wherein increased enzyme function in the presence of said candidate substance, as compared to enzyme function in the absence of said candidate substance, identifies said candidate substance as an inhibitor of cardiac hypertrophy; and
  - 15 (e) preparing the inhibitor.
66. The method of claim 65, wherein the HDAC is HDAC 4.
- 20 67. The method of claim 65, wherein the HDAC is HDAC 5.
68. A method for treating cardiac hypertrophy in an animal comprising providing an inhibitor of HDAC phosphorylation to an animal.
- 25 69. The method of claim 68, wherein said animal is a human.
70. The method of claim 68, wherein said inhibitor is an inhibitor of Cam kinase.
71. The method of claim 70, wherein said inhibitor of Cam kinase is KN62.
- 30 72. The method of claim 68, further comprising providing a second pharmaceutical composition to said animal.

73. The method of claim 62, wherein said second pharmaceutical is selected from the group consisting of "beta blockers", anti-hypertensives, cardiotonics, anti-thrombotics, vasodilators, hormone antagonists, endothelin antagonists, cytokine inhibitors/blockers, calcium channel blockers, phosphodiesterase inhibitors and angiotensin type 2 antagonists.
74. The method of claim 68, wherein the HDAC is HDAC 4.
75. The method of claim 68, wherein the HDAC is HDAC 5.
76. The method of claim 26, further comprising providing a second pharmaceutical to said animal.
77. The method of claim 26, wherein the HDAC 4 is provided.
78. The method of claim 26, wherein the HDAC 5 is provided.
79. The method of claim 26, wherein the animal is a human.
80. A method of identifying a HDAC kinase comprising:
- (a) providing an HDAC-GAL4 fusion and a 14-3-3-GAL4 fusion in host cells that do not phosphorylate serine residues of HDAC, wherein said host cell further comprises a marker gene under the control of a promoter that is induced by GAL4;
  - (b) transforming the host cells of step (a) with a cDNA library; and
  - (c) determining expression of said marker gene,
- wherein expression of said marker gene by a cell identifies that cell as containing a cDNA that encodes an HDAC kinase.
81. The method of claim 80, wherein the HDAC is HDAC 4.

82. The method of claim 80, wherein the HDAC is HDAC 5.
83. The method of claim 82, wherein said HDAC 5 lacks a serine at position 661.

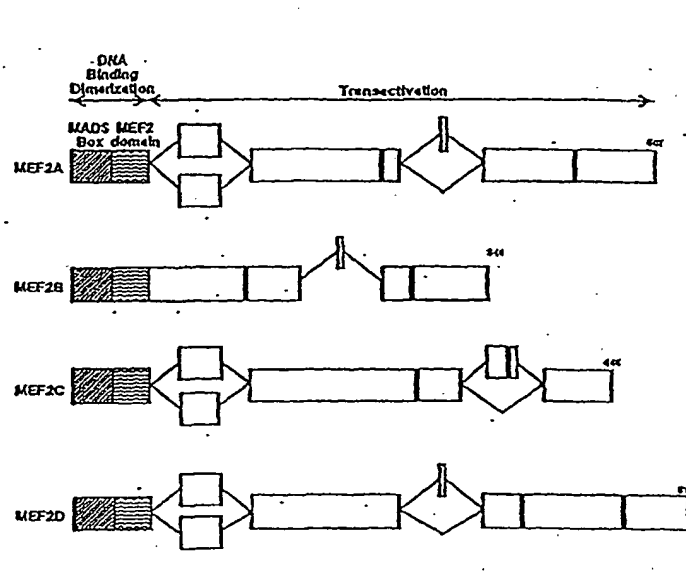


FIG. 1

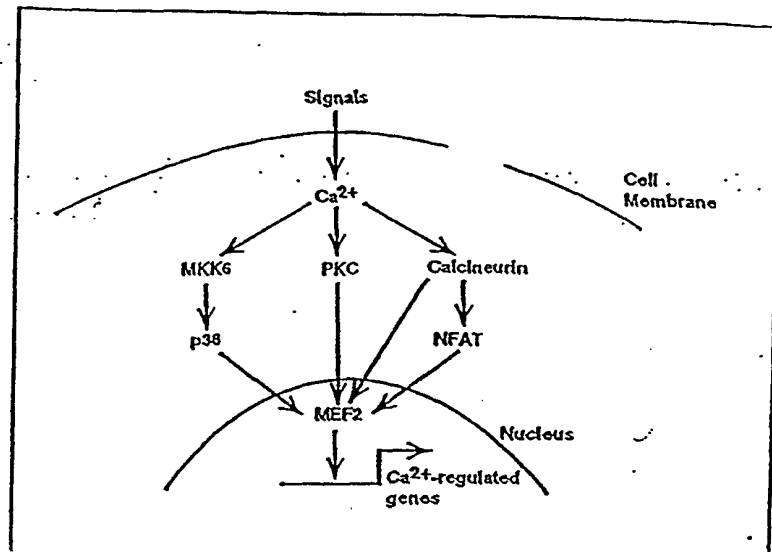


FIG. 2



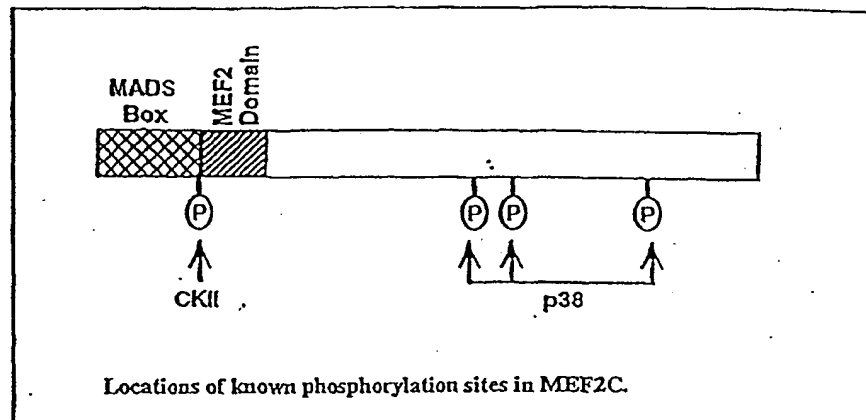
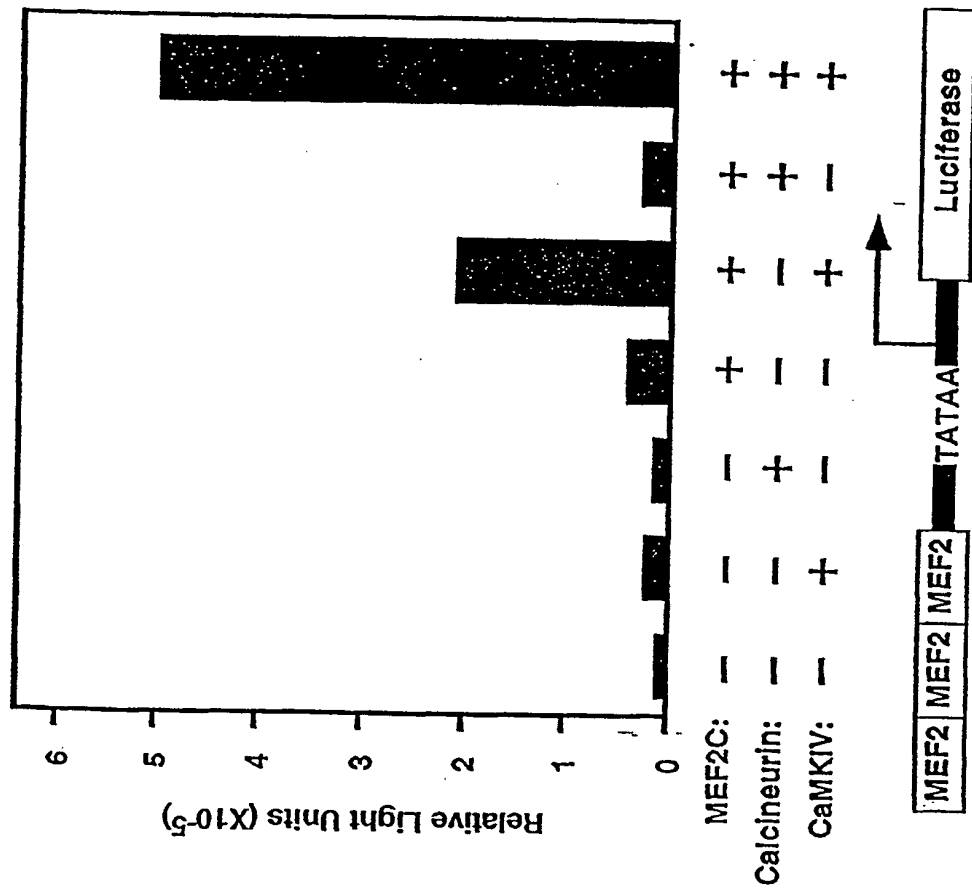


FIG. 3

# Synergistic Activation of MEF2-Dependent Transcription by Calcineurin and CaMKIV



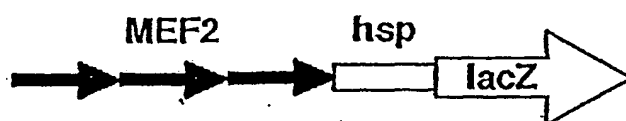
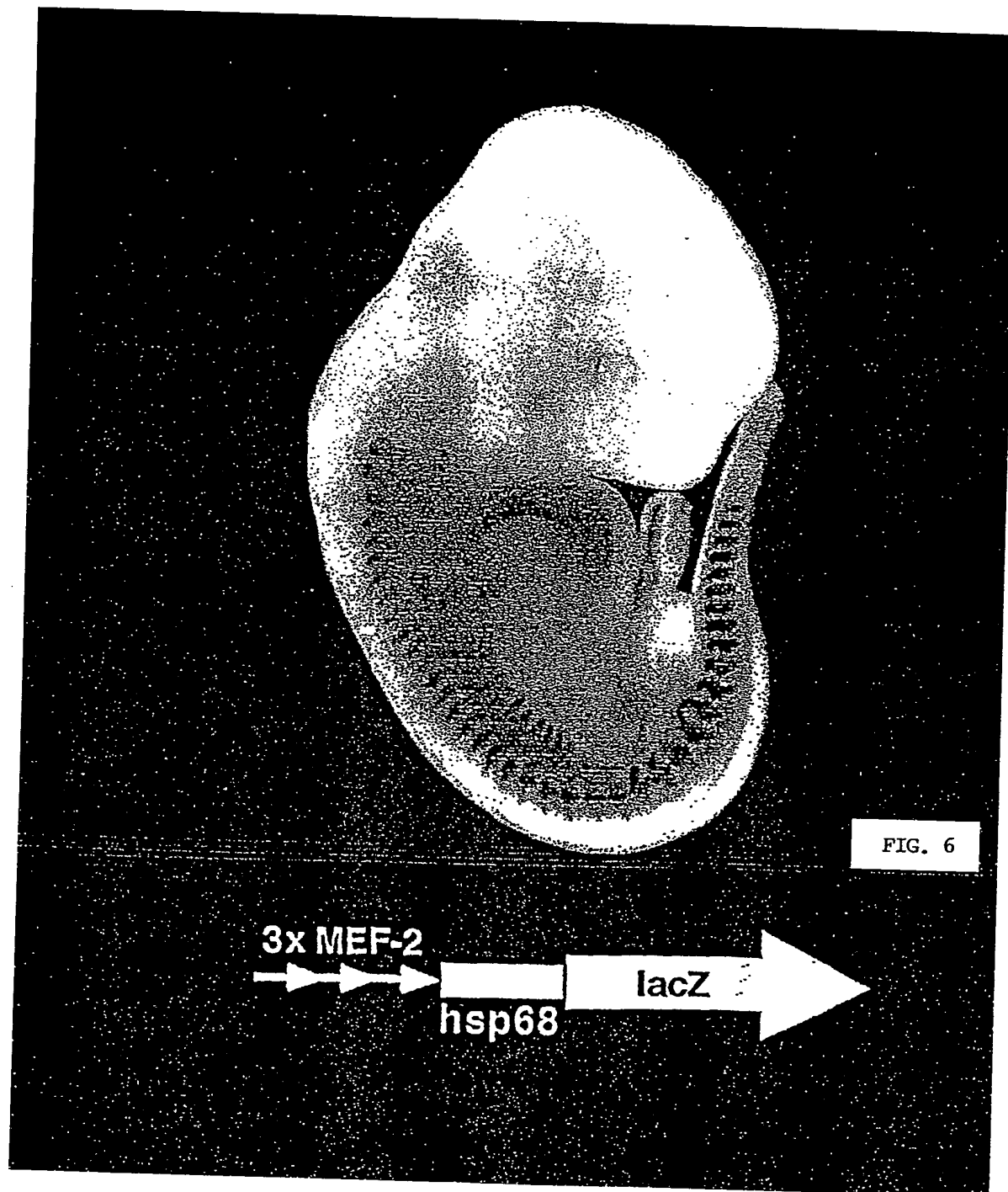


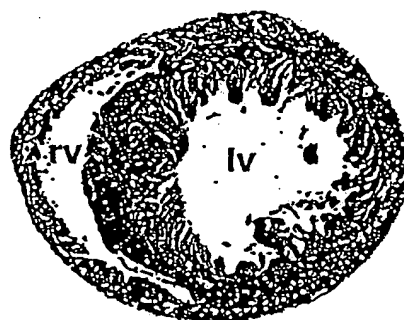
FIG. 5



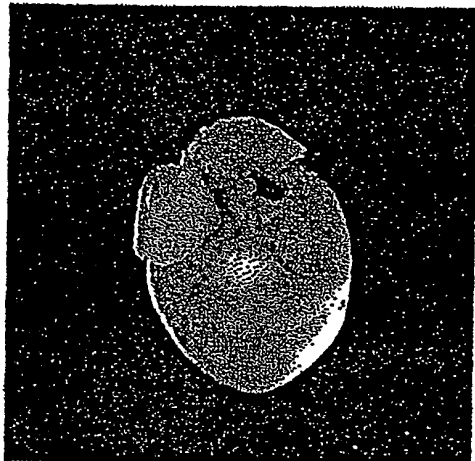
*nontransgenic*



*CaMKIV transgenic*

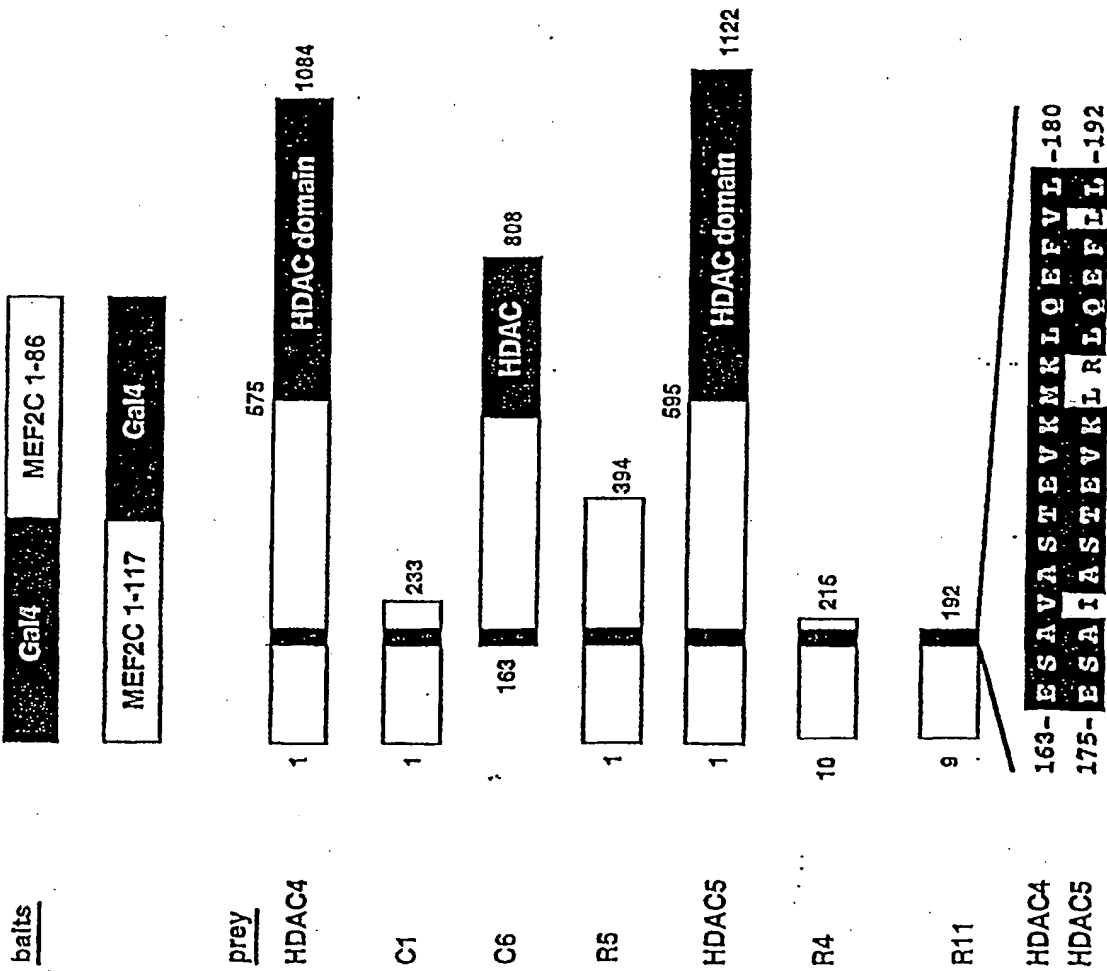


**Control**

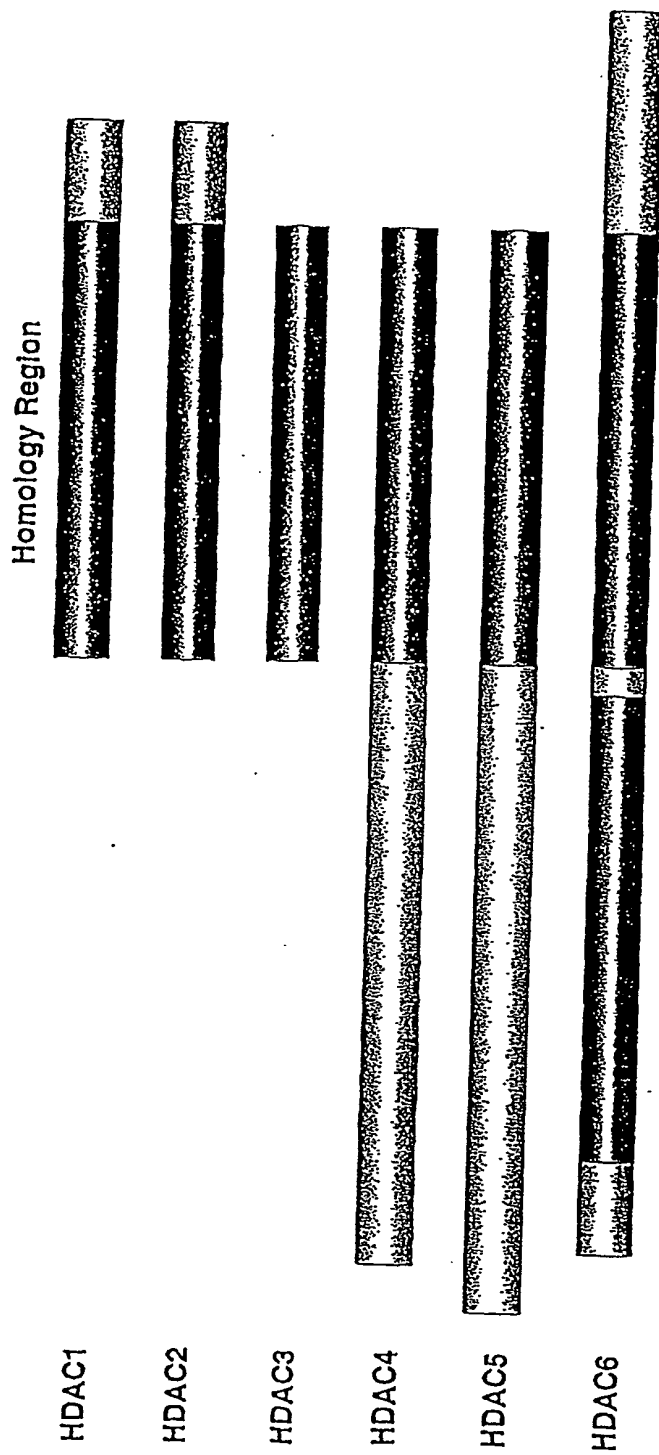


**CaMKIV Transgenic**

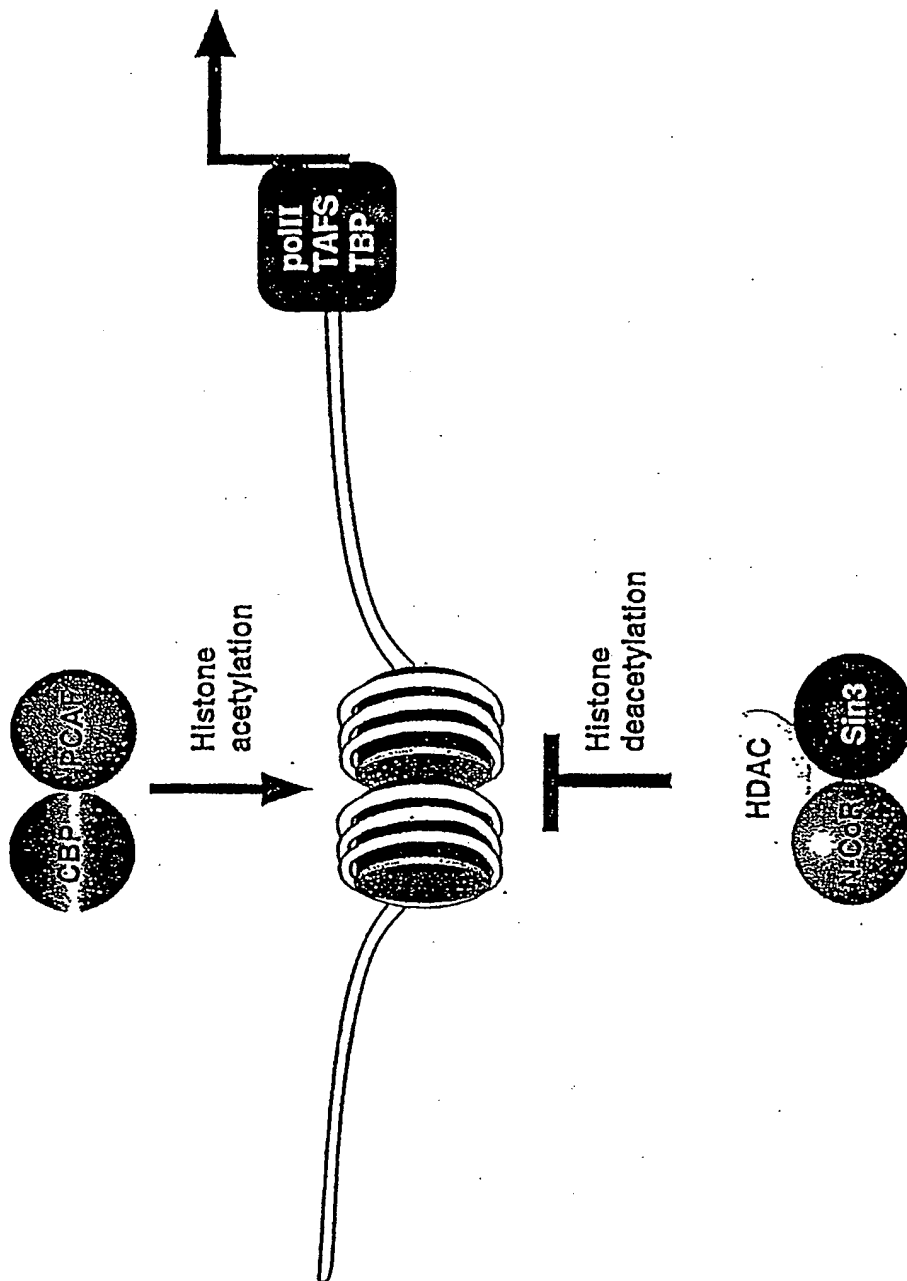


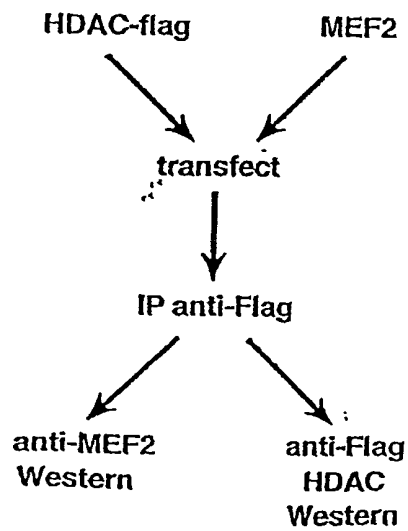
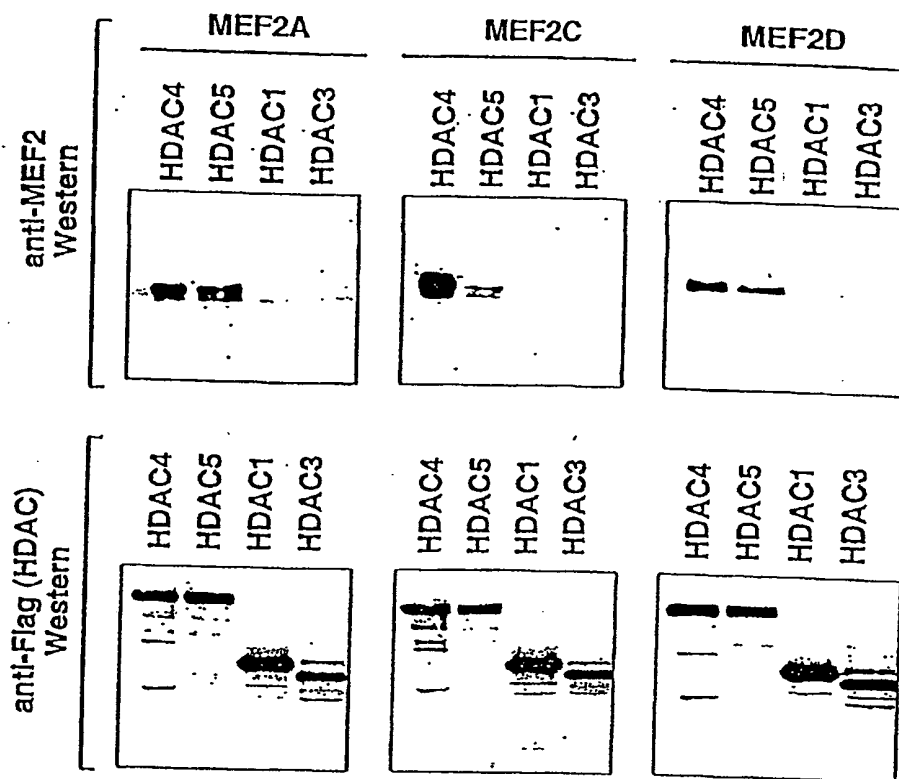


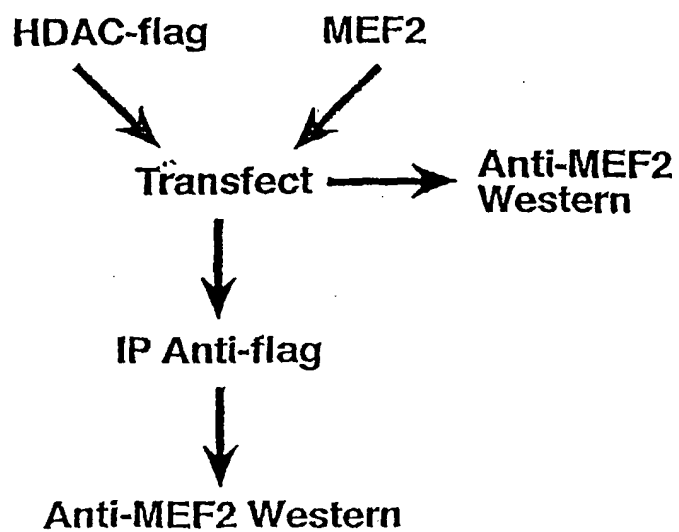
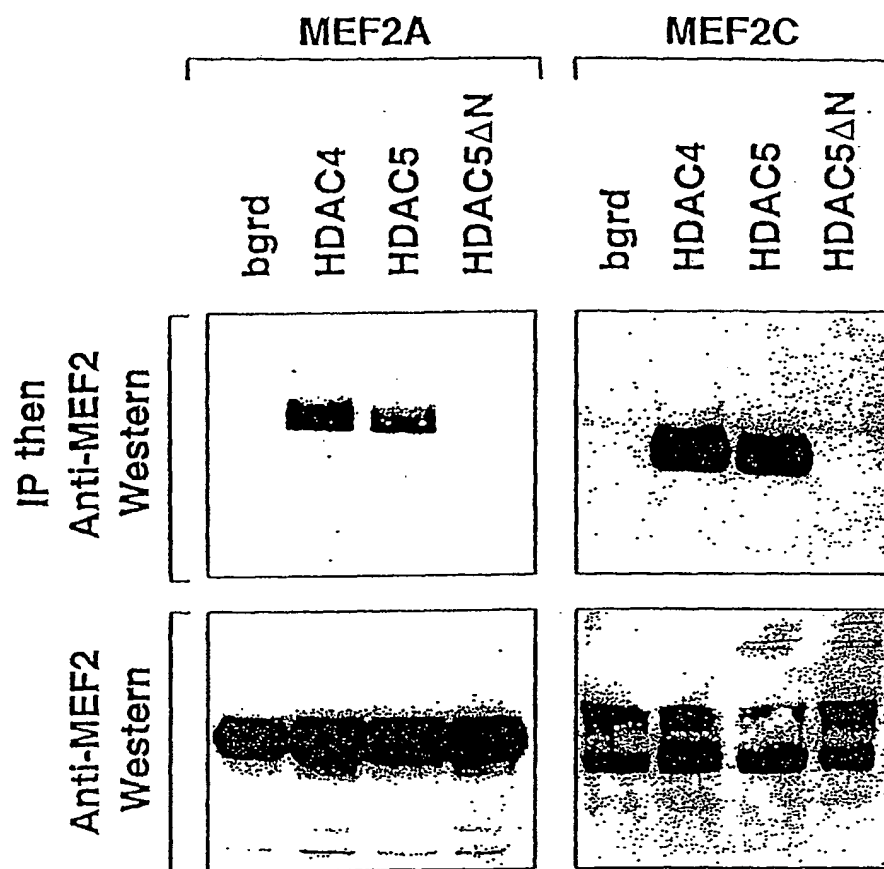
# Histone Deacetylases











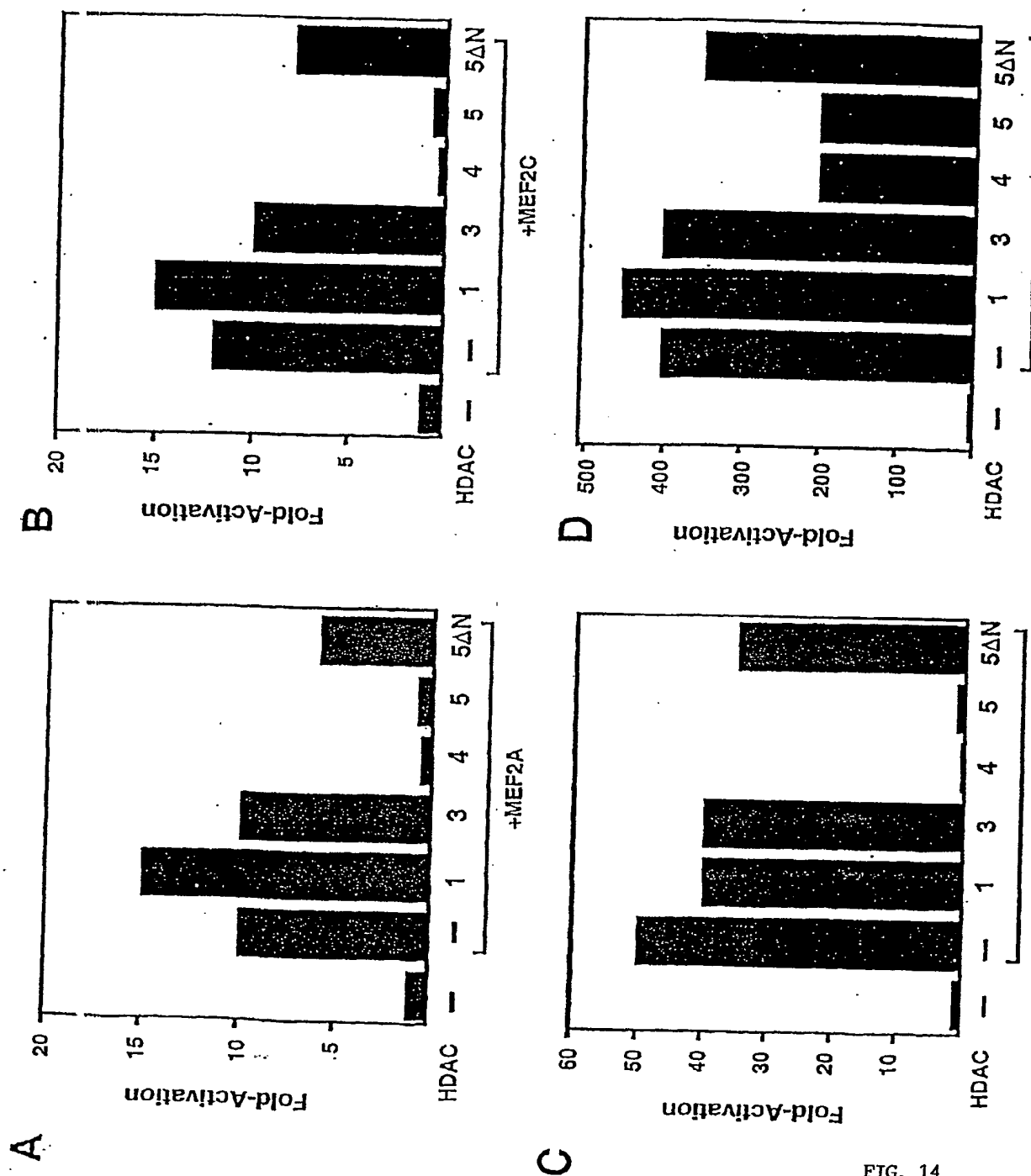
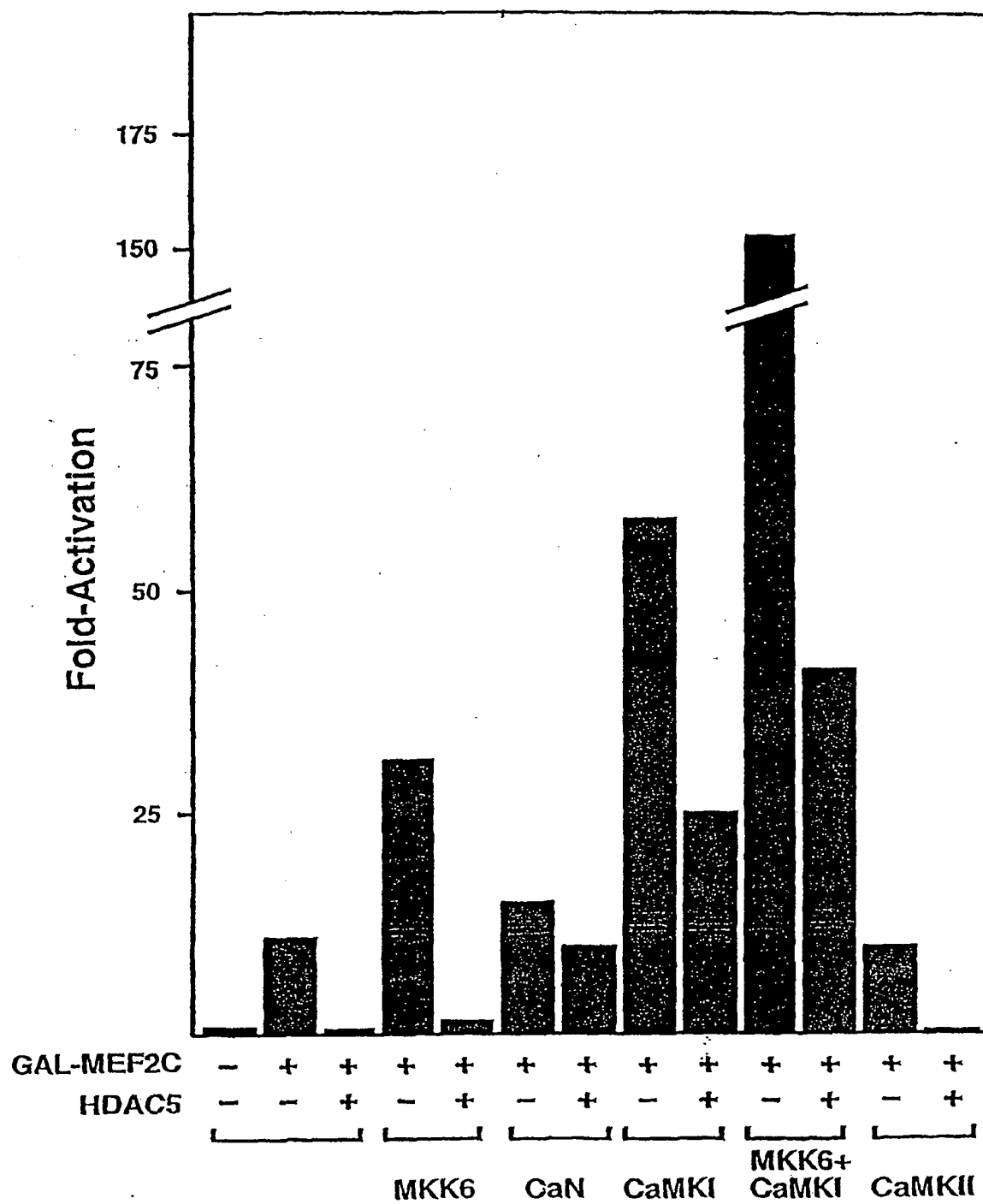
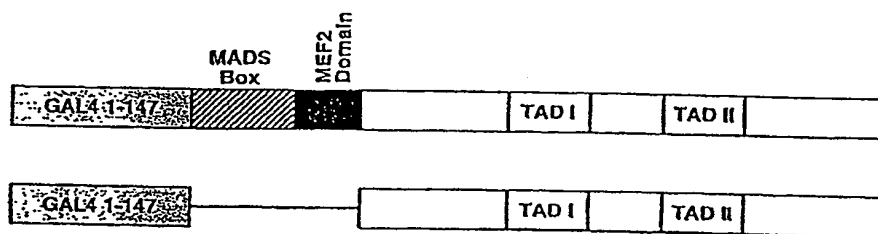
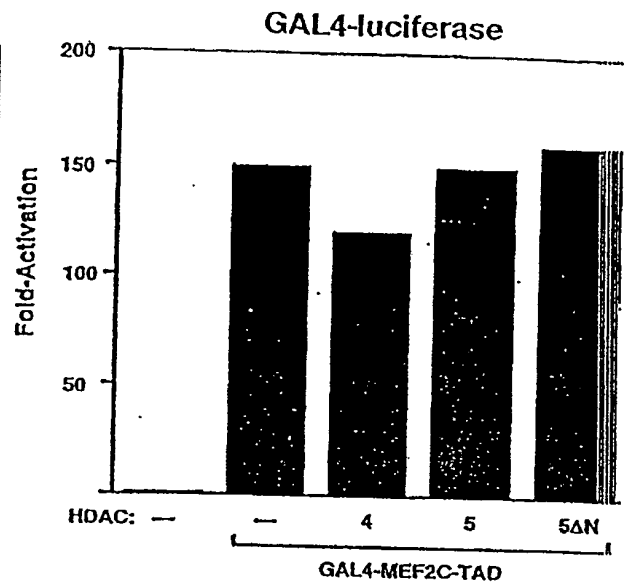
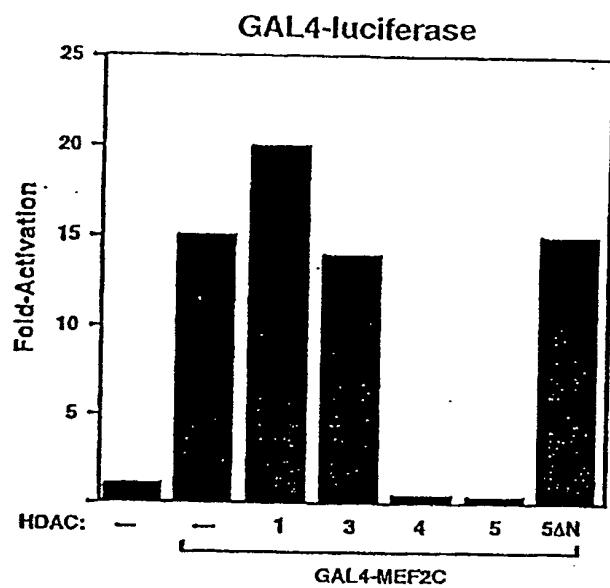
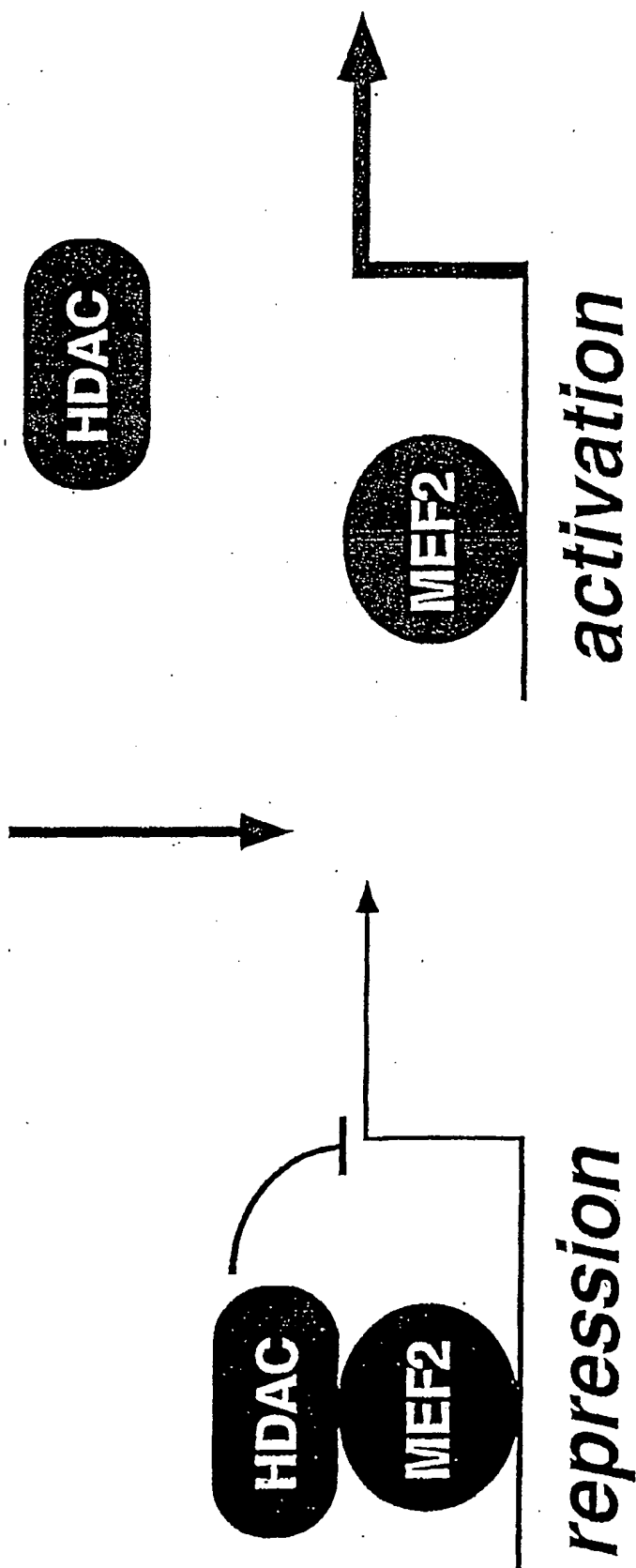


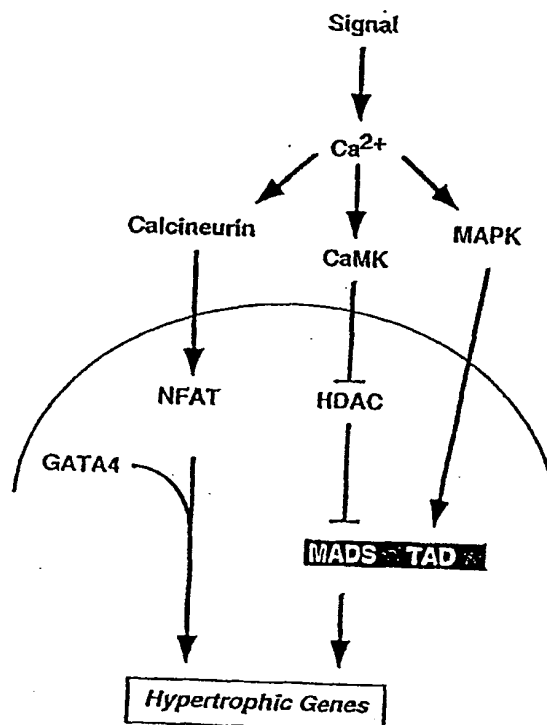
FIG. 14



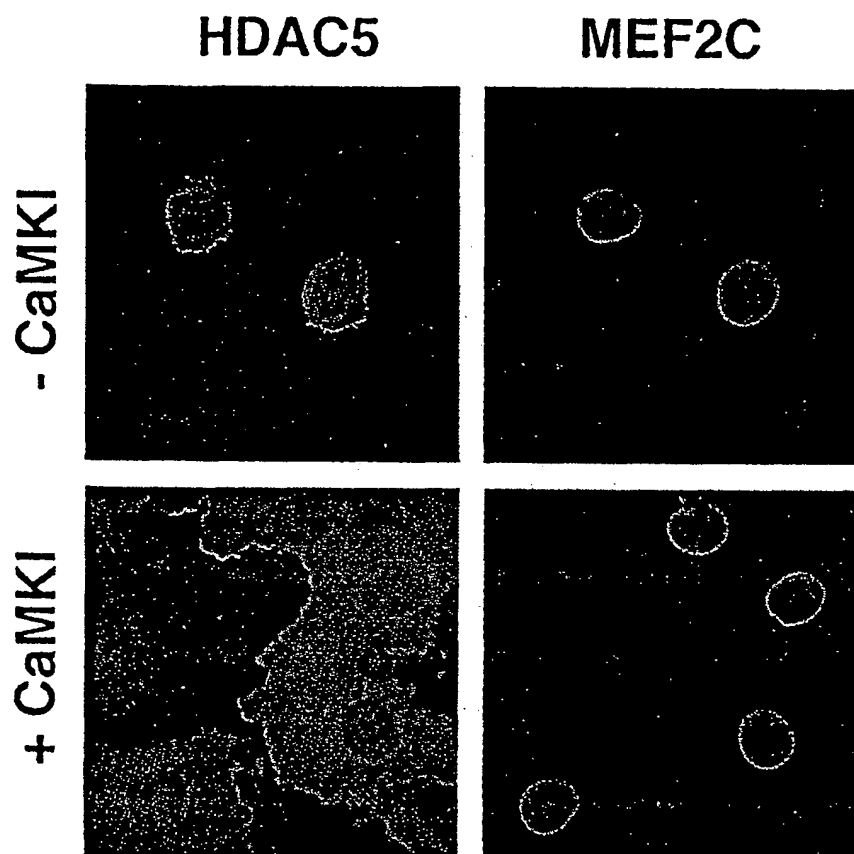


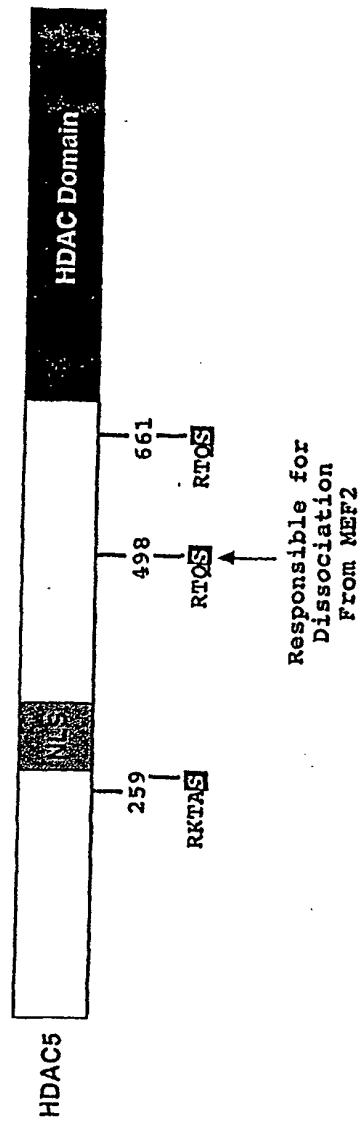
# Hypertrophic Signal











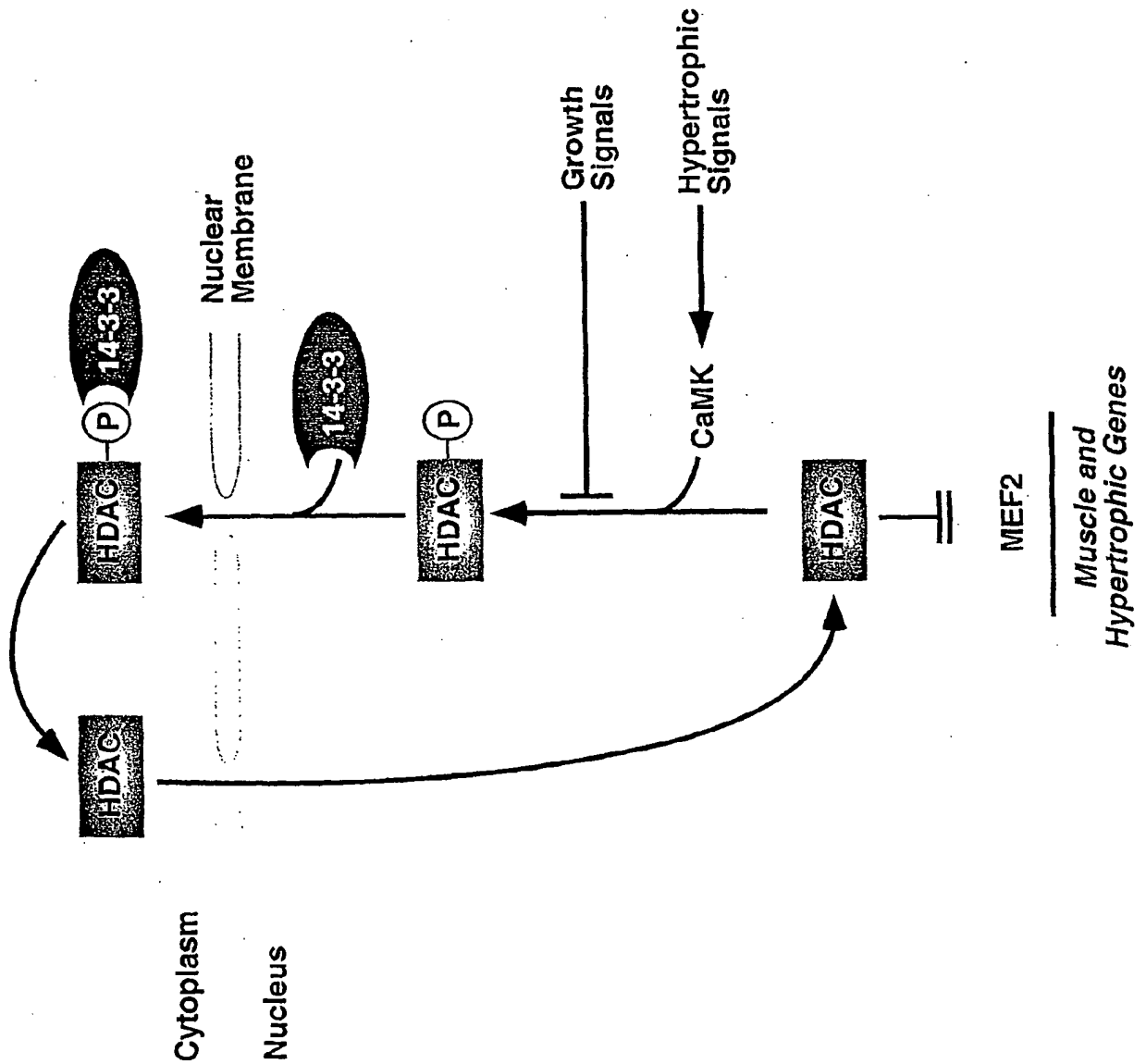
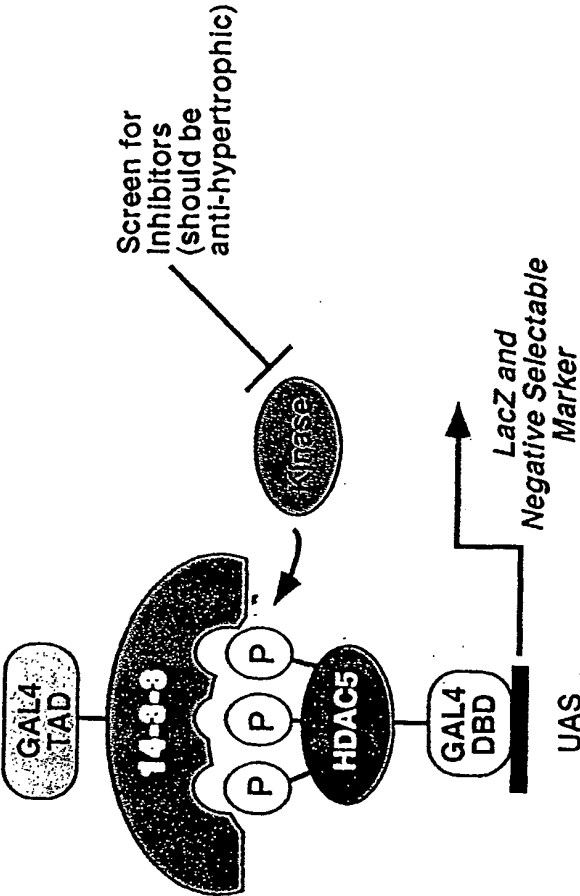


FIG. 21



## INTERNATIONAL SEARCH REPORT

Intl onal Application No  
PCT/US 00/22958A. CLASSIFICATION OF SUBJECT MATTER  
IPC 7 C12Q1/44 A01K67/027 A61K38/46 G01N33/68

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)  
IPC 7 C12Q G01N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, BIOSIS

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
P,X	LU JIANRONG ET AL: "Signal-dependent activation of the MEF2 transcription factor by dissociation from histone deacetylases." PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES, vol. 97, no. 8, 11 April 2000 (2000-04-11), pages 4070-4075, XP002159642 April 11, 2000 ISSN: 0027-8424 the whole document --- -/--	1-25, 31-37, 39-61, 65-75, 80-83

☒ Further documents are listed in the continuation of box C.☒ Patent family members are listed in annex.

## \* Special categories of cited documents:

- \*A\* document defining the general state of the art which is not considered to be of particular relevance
- \*E\* earlier document but published on or after the international filing date
- \*L\* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- \*O\* document referring to an oral disclosure, use, exhibition or other means
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- \*X\* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
- \*Y\* document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.
- \*A\* document member of the same patent family

Date of the actual completion of the international search

7 February 2001

Date of mailing of the international search report

26/02/2001

Name and mailing address of the ISA

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Fax (+31-70) 340-3016

Authorized officer

Hart-Davis, J

# INTERNATIONAL SEARCH REPORT

Int. Application No  
PCT/US 00/22958

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	WO 94 05776 A (CHILDRENS MEDICAL CENTER) 17 March 1994 (1994-03-17)  claims 15,19-29	1-11, 20-25, 31, 39-48, 59-61, 65-75, 80-82
A	WO 99 19471 A (MOLKENTIN JEFFREY D ;GRANT STEPHEN R (US); OLSON ERIC N (US); UNIV) 22 April 1999 (1999-04-22)  claims 13-39	1-11, 20-25, 31, 39-48, 59-61, 65-75, 80-82
A	MISKA ERIC A ET AL: "HDAC4 deacetylase associates with and represses the MEF2 transcription factor." EMBO (EUROPEAN MOLECULAR BIOLOGY ORGANIZATION) JOURNAL, vol. 18, no. 18, pages 5099-5107, XP002159643 ISSN: 0261-4189 the whole document	11,39, 47,80
A	GROZINGER CHRISTINA M ET AL: "Three proteins define a class of human histone deacetylases related to yeast Hda1p." PROCEEDINGS OF THE NATIONAL ACADEMY OF SCIENCES OF THE UNITED STATES, vol. 96, no. 9, 27 April 1999 (1999-04-27), pages 4868-4873, XP002159644 April 27, 1999 ISSN: 0027-8424 cited in the application the whole document	
A	FISCHLE WOLFGANG ET AL: "A new family of human histone deacetylases related to Saccharomyces cerevisiae HDA1p." JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 274, no. 17, 23 April 1999 (1999-04-23), pages 11713-11720, XP002159645 ISSN: 0021-9258 cited in the application the whole document	

-/--

## INTERNATIONAL SEARCH REPORT

Int'l Application No

PCT/US 00/22958

## C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	VERDEL ANDRE ET AL: "Identification of a new family of high eukaryotic histone deacetylases: Coordinate expression of differentiation-dependent chromatin modifiers." JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 274, no. 4, 22 January 1999 (1999-01-22), pages 2440-2445, XP002159646 ISSN: 0021-9258 cited in the application the whole document	
P,A	LEMERCIER CLAUDIE ET AL: "mHDA1/HDAC5 histone deacetylase interacts with and represses Mef2A transcriptional activity." JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 275, no. 20, 19 May 2000 (2000-05-19), pages 15594-15599, XP002159647 ISSN: 0021-9258 the whole document	1,11,39, 47,80
P,A	YOUN HONG-DUK ET AL: "Calcium regulates transcriptional repression of myocyte enhancer factor 2 by histone deacetylase 4." JOURNAL OF BIOLOGICAL CHEMISTRY, vol. 275, no. 29, 21 July 2000 (2000-07-21), pages 22563-22567, XP002159648 ISSN: 0021-9258 the whole document	1,11,39, 47,80
P,A	LU JIANRONG ET AL: "Regulation of skeletal myogenesis by association of the MEF2 transcription factor with class II histone deacetylases." MOLECULAR CELL, vol. 6, no. 2, August 2000 (2000-08), pages 233-244, XP000979415 ISSN: 1097-2765 the whole document	1,11,39, 47,80
T	MCKINSEY TIMOTHY A ET AL: "Signal-dependent nuclear export of a histone deacetylase regulates muscle differentiation." NATURE (LONDON), vol. 408, no. 6808, 2000, pages 106-111, XP002159649 ISSN: 0028-0836 the whole document	1,11,39, 47,80

## FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 26-30,38,62,76-79

Present claims 38 and 62 relate to compounds defined solely by their being able to be identified by a screening method designed to identify compounds modulating the activity of histone deacetylase enzymes HDAC4 and HDAC5. Claims 26-30 and 76-79 relate to methods of treating cardiac hypertrophy in an animal involving such agents, yet to be identified and defined solely by their ability to modulate the activity of HDAC4 or HDAC5.

No technical features of the compounds, i.e. indications as to chemical structure, are present in the above-mentioned claims, the technical features formulated so as to permit the execution of a meaningful search. No means are present in the above-mentioned claims by which compounds known in the prior art, although identifiable by the screening methods described as being able to modulate the activity of HDAC4 or HDAC5, could be distinguished from novel substances. No definition of the subject matter for which protection is sought is therefore derivable from these claims (Article 6 PCT) or the description (Article 5 PCT). Independent of the above reasoning, the claims also lack clarity (Article 6 PCT). An attempt is made to define a compound by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search over the whole of the claimed scope impossible.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.



# INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/US 00/22958

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
WO 9405776 A	17-03-1994	AU 4849593 A	29-03-1994
WO 9919471 A	22-04-1999	AU 1099299 A	03-05-1999
		AU 9805898 A	03-05-1999
		EP 1023441 A	02-08-2000
		EP 1025216 A	09-08-2000
		WO 9919473 A	22-04-1999



(12) INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

(19) World Intellectual Property Organization  
International Bureau



(43) International Publication Date  
18 April 2002 (18.04.2002)

PCT

(10) International Publication Number  
**WO 02/030970 A3**

- (51) International Patent Classification<sup>7</sup>: C12N 9/16, 5/10, 15/11, 15/55, 15/62, 15/63, C07K 16/40, A61K 31/7088, 39/395, 48/00, A61P 35/00, C12Q 1/34, 1/68, G01N 33/573
- (21) International Application Number: PCT/EP01/11759
- (22) International Filing Date: 11 October 2001 (11.10.2001)
- (25) Filing Language: English
- (26) Publication Language: English
- (30) Priority Data:  
60/239,928 13 October 2000 (13.10.2000) US
- (71) Applicant (for all designated States except US): BAYER AKTIENGESELLSCHAFT [DE/DE]; 51368 Leverkusen (DE).
- (72) Inventor; and
- (75) Inventor/Applicant (for US only): ZHU, Zhimin [CN/US]; 45 Hinckley Road, Waban, MA 02468 (US).
- (74) Common Representative: BAYER AKTIENGESELLSCHAFT; 51368 Leverkusen (DE).
- (81) Designated States (*national*): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NO, NZ, PH, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.
- (84) Designated States (*regional*): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).
- Published:  
— with international search report
- (88) Date of publication of the international search report:  
11 July 2002
- For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

WO 02/030970 A3

(54) Title: HUMAN HISTONE DEACETYLASE GENE

(57) Abstract: Reagents which regulate human histone deacetylase and reagents which bind to human histone deacetylase gene products can play a role in preventing, ameliorating, or correcting dysfunctions or diseases including, but not limited to, cancer.

# INTERNATIONAL SEARCH REPORT

International Application No

PCT/EP 01/11759

## A. CLASSIFICATION OF SUBJECT MATTER

IPC 7 C12N9/16 C12N5/10 C12N15/11 C12N15/55 C12N15/62  
C12N15/63 C07K16/40 A61K31/7088 A61K39/395 A61K48/00  
A61P35/00 C12Q1/34 C12Q1/68 G01N33/573

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

IPC 7 C12N

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EMBL, WPI Data, SEQUENCE SEARCH, EPO-Internal

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category *	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	DATABASE EMBL 'Online! Accession Nr AL022328, 1 April 1998 (1998-04-01) COVILLE G: XP002192398 the whole document	1-71
A	WO 97 35990 A (PRESIDENT AND FELLOWS OF HARVARD COLLEGE) 22 October 1997 (1997-10-22) the whole document	1-71
A	WO 00 10583 A (SMITHKLINE BEECHAM CORPORATION (US)) 2 March 2000 (2000-03-02) the whole document	1-71

☐ Further documents are listed in the continuation of box C.

☒ Patent family members are listed in annex.

### \* Special categories of cited documents:

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- \*O\* document referring to an oral disclosure, use, exhibition or other means
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- \*T\* later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
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- \*8\* document member of the same patent family

Date of the actual completion of the international search

26 March 2002

Date of mailing of the international search report

17/04/2002

Name and mailing address of the ISA

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NL - 2280 HV Rijswijk  
Tel. (+31-70) 340-2040, Tx. 31 651 epo nl,  
Fax: (+31-70) 340-3016

Authorized officer

Piret, B

## FURTHER INFORMATION CONTINUED FROM PCT/SA/ 210

Continuation of Box I.2

Claims Nos.: 8,9,13-17,33,42,52,58-60,62,68-71 (all partially)

Present claims 8, 9, 13-17, 33, 42, 52, 58-60, 62 and 68-71 relate to reagents (and methods using these reagents), defined by reference to a desirable characteristic or property, namely a) the ability of said reagents to bind to a polypeptide comprising an amino-acid sequence at least 52% identical to SEQ ID N°2 or to a product (protein, RNA) encoded by SEQ ID N°1 (claims 8, 9, 13, 33, 42, 52, 58-60, 62), or b) the ability to modulate the function or activity of a human histone deacetylase (claims 14-16, 68-71).

The claims cover all compounds having this characteristic or property, whereas the application does neither provide support within the meaning of Article 6 PCT nor disclosure within the meaning of Article 5 PCT. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search over the whole of the claimed scope is impossible.

Independent of the above reasoning, the claims also lack clarity (Article 6 PCT). An attempt is made to define the reagents by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search over the whole of the claimed scope impossible.

Consequently, the search has been carried out for those parts of the claims which appear to be clear, supported and disclosed, namely those parts relating to : polynucleotides comprising the sequence SEQ ID N°:1 or encoding a polypeptide of sequence SEQ ID N°:2; fragments of, products (nucleic acids and proteins) encoded by, and vectors containing said polynucleotides; polypeptides comprising the sequence SEQ ID N°:2; screening methods using said polynucleotides or products encoded by these. Reagents able to bind or inhibit polypeptides comprising a sequence at least 52% identical to SEQ ID N°:2 were searched as antibodies directed against peptides having a sequence comprised in SEQ ID N°:2. Reagents able to bind polynucleotides comprising SEQ ID N°:1 were searched as antisense or ribozyme oligo- or polynucleotides comprising a sequence complementary to SEQ ID N°:1 or a fragment thereof.

The applicant's attention is drawn to the fact that claims, or parts of claims, relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure.

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP 01/11759

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
WO 9735990	A	02-10-1997	AU 2990597 A WO 9735990 A2	17-10-1997 02-10-1997
WO 0010583	A	02-03-2000	EP 1105143 A1 WO 0010583 A1 US 2001012836 A1	13-06-2001 02-03-2000 09-08-2001